

NOTICES

DEPARTMENT OF EDUCATION

Application of Frank J. Blair, Jr. for Reinstatement of Teaching Certificates; Doc. No. RE 11-01

Notice of Hearing

Under the Professional Educator Discipline Act (act) (24 P. S. § 2070.1a—2070.18a), the Professional Standards and Practices Commission (Commission) will consider the application of Frank J. Blair, Jr. for reinstatement of his teaching certificates.

On or about January 27, 2011, Frank J. Blair, Jr. filed an application for reinstatement of his teaching certificates under section 16 of the act (24 P. S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications) and 22 Pa. Code § 233.123 (relating to reinstatements). Under section 16 of the act, the Department of Education on June 1, 2011, recommended to the Commission that the application be denied.

In accordance with the act and 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), the Commission will appoint a hearing examiner to serve as presiding officer to conduct such proceedings and hearings as might be necessary, and to prepare a

proposed report to the Commission containing findings of fact, conclusions of law and a recommended decision on the application.

Interested parties who wish to participate in these hearing procedures must file a notice of intervention or a petition to intervene in accordance with 1 Pa. Code §§ 35.27—35.32 (relating to intervention) within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Persons objecting to the approval of the application may also, within 30 days after publication of this notice in the *Pennsylvania Bulletin*, file a protest in accordance with 1 Pa. Code § 35.23 (relating to protest generally).

Notices and petitions to intervene and protest shall be filed with Carolyn Angelo, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333, on or before 4 p.m. on the due date prescribed by this notice. Persons with a disability who wish to attend the hearings and require an auxiliary aid, service or other accommodation to participate should contact Suzanne Markowicz at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

CAROLYN ANGELO,
Executive Director
Professional Standards and
Practices Commission

[Pa.B. Doc. No. 11-1045. Filed for public inspection June 24, 2011, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

I. NPDES Renewal Applications

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0062031 (Sewage)	Twin Cedars Inc. 364 Little Walker Road Shohola, PA 18458	Pike County Shohola Township	Unnamed Tributary to Walker Lake Creek 01D	Y
PAS212214 (Stormwater)	Gustin Stone Supply, Inc. 2390 Creamton Drive Lakewood, PA 18439	Wayne County Preston Township	Unnamed Tributary to Equinunk Creek (01A)	Y

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0011169 - IW (transfer)	Meterion Brush, Inc. PO Box 973 Reading, PA 19603	Berks County / Perry Township	Schuylkill River - 3B	Y
PA0086894 - Sew (transfer)	Country View Manor Park, LLC PO Box 66 East Berlin, PA 17316	York County / Washington Township	Conewago Creek - 7F	Y
PA0085928 - IW (transfer)	Highspire Terminals Corporation PO Box 2621 Harrisburg, PA 17105	Dauphin County / Lower Swatara Township	UNT Laurel Run - 7C	Y
PA0087912 - IW (transfer)	Mechanicsburg Terminals Corporation PO Box 2621 Harrisburg, PA 17105	Cumberland County / Silver Spring Township	Drainage Swale to Trindle Spring Run & Hogestown Road - 7B	Y

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0114758 (Sewage)	Bucknell View MHP Route 405 Milton, PA 17847	Northumberland County West Chillisquaque Township	West Branch Susquehanna River (10-C)	Y
PA0032409 (Industrial Waste)	Hyner Run State Park 176 Hyner Park Road Hyner, PA 17764	Clinton County Chapman Township	Log Road Hollow (9-B)	Y

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0238651 (Industrial Waste)	SMS Millcraft Unimold Division 671 Colbert Avenue Oil City, PA 16301	Venango County Oil City	Allegheny River 16-E	Y

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401

PA0058955, Storm Water, SIC Code 3273, **JDM Materials Company**, 851 County Line Road, Huntingdon Valley, PA 19006-1111. Facility Name: JDM Materials Co.—Bartram Batch Plant. This existing facility is located in City of Philadelphia, **Philadelphia County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Storm Water.

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3F and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a stormwater.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Annual Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	50	100	100
Oil and Grease	XXX	XXX	XXX	Report	XXX	Report

In addition, the permit contains the following major special conditions:

- Remedial Measures
- Necessary Property Rights
- Small Stream Discharge
- BAT/ELG Reopener Clause
- Sludge Disposal
- Change of ownership
- TMDL/WLA Analysis
- IMAX limits on DMR
- Laboratory Certification
- Stormwater Discharge
- Stormwater BMP
- Additional Requirements for Concrete Batch Facilities

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

PA0036790, Sewage, SIC Code 6515, **Paradise MHP, Inc.**, 101 Pfautz Road, Duncannon, PA 17020-9626. Facility Name: The Ridge at Mountain View. This existing facility is located in Wheatfield Township, **Perry County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), Unnamed Tributary to Dark Run, is located in State Water Plan watershed 7-A and is classified for Cold Water Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed interim effluent limits for Outfall 001 are based on a design flow of 0.053 MGD. The proposed final effluent limits for Outfall 001 are based on a design flow of 0.040 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	0.12	XXX	0.29
CBOD ₅						
May 1 - Oct 31	XXX	XXX	XXX	20	XXX	40
CBOD ₅						
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Nitrate-Nitrite as N (Interim)	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Interim)	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Sep 30	XXX	XXX	XXX	2.0	XXX	4.0
Oct 1 - Apr 30	XXX	XXX	XXX	6.0	XXX	12
Total Kjeldahl Nitrogen (Interim)	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4.0

In addition, the permit contains the following major special conditions:

- Construction schedule to replace existing plant

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0033553, Sewage, SIC Code 8211, **Gehmans Mennonite School**, 650 Gehman School Road, Denver, PA 17517-8921. Facility Name: Gehmans Mennonite School. This existing facility is located in Brecknock Township, **Lancaster County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Little Muddy Creek, is located in State Water Plan watershed 7-J and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0014 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (Interim)	XXX	XXX	XXX	1.0	XXX	2.0
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10,000

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0035092, Industrial Waste, SIC Code 2015, **Tyson Foods Inc.**, 403 South Custer Avenue, New Holland, PA 17557-0901. Facility Name: Tyson New Holland Chicken Proc Plant. This existing facility is located in Earl Township, **Lancaster County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste.

The receiving stream, Mill Creek is located in State Water Plan watershed 7-J and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	0.31	XXX	1.0
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.16	XXX	0.52
CBOD ₅	200	325	XXX	16	26	40
Total Dissolved Solids	Report	XXX	XXX	Report	Report	XXX
Total Suspended Solids	250	375	XXX	20	30	50
Oil and Grease	100	175	XXX	8	14	20
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	400	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo					
	XXX	XXX	XXX	103	147	XXX
Total Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Nitrogen (Interim)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Nitrogen (Final)	XXX	54,794	XXX	XXX	XXX	XXX
		Total Annual				
Ammonia-Nitrogen						
May 1 - Oct 31	25	50	XXX	2	4	5
Nov 1 - Apr 30	50	100	XXX	4	8	10
Ammonia-Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Ammonia-Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus	25	50	XXX	2	4	5
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus (Interim)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus (Final)	XXX	559	XXX	XXX	XXX	XXX
		Total Annual				

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is not in effect.

PA0088439, Sewage, SIC Code 6515, **Lee E Mummau**, 221 School House Road, Harrisonville, PA 17228. Facility Name: School House Village. This existing facility is located in Licking Creek Township, **Fulton County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Sindeldecker Branch, is located in State Water Plan watershed 13-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	1.6	XXX
CBOD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10,000
				Geo Mean		

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701

PA0228851, CAFO 0213, **Van Blarcom Farms**, 934 Besley Road, Columbia Cross Roads, PA 16914-7789 and Country View Family Farms, LLC, 1301 Fulling Mill Road, Middletown, PA 17057-5990.

This proposed facility is located in Columbia Township, **Bradford County**.

Description of Proposed Activity: Expansion of sow facility includes breeding and gestation barns, farrowing barns, gilt grower barns and manure storage ponds.

The receiving stream, Wolfe Creek- North Branch Sugar Creek, is in the State Water Plan Sugar and Towanda Creeks watershed 4C and is classified for: (TSF) Trout Stocking Fishery.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR federal effluent limitation guidelines is required. The permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

In addition to the effluent limits, the permit contains the following major special conditions.

1. Compliance with the farm's Nutrient Management Plan
2. Compliance with the farm's Preparedness, Prevention and Contingency Plan
3. Compliance with the Farm's Erosion & Sedimentation Control Plan for plowing and tilling
4. Erosion & Sedimentation Control Plan requirements for stormwater during construction activities
5. Animal mortality handling and disposing requirements
6. Certification requirements for manure storage facilities
7. Requirements for storage of feed and other raw materials
8. Best Management Practices requirements.

The EPA waiver will not be in effect.

In addition to the other requirements of this Permit, the permittee shall maintain compliance with the following CAFO specific requirements.

A. Nutrient Management Plan Operators

As a result of the mutually dependent operational relationship between Country View Family Farms, LLC and Van Blarcom Farms with regard to manure management, the Department considers both Country View Family Farms, LLC and Van Blarcom Farms to be Operators of the Country View Family Farms, LLC Nutrient Management Plan, approved on December 6, 2010, for purposes of this permit and the nutrient management plan. Both Operators shall fully implement the Country View Family Farms, LLC Nutrient Management Plan approved on December 6, 2010. When an amended Nutrient Management Plan is approved by the Bradford County Conservation District or State Conservation Commission, both Operators shall fully implement the amended Nutrient Management Plan.

B. AEU Expansion

The expansion of this CAFO farm from 1319 AEU's to 2735.95 AEU's is contingent upon all proposed manure storage facilities being constructed before populating the barns with additional animals. The proposed facilities are those discussed in the operation's Nutrient Management Plan approved on December 6, 2010 and those facilities authorized for construction in a state Water Quality Management Permit.

This notice is a correction to the one that was present in the *PA Bulletin* on June 4, 2011.

PA0020338, Sewage, SIC Code 4952, **Kulpmont & Marion Heights Borough Joint Municipal Authority Northumberland**, PO Box 126, Kulpmont, PA 17834. Facility Name: Kulpmont Marion Heights Joint Municipal Sewer System. This existing facility is located in Coal Township, **Northumberland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Unnamed Tributary to Quaker Run, is located in State Water Plan watershed 6-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD ₅	104	166	XXX	25	40	50
Total Suspended Solids	125	187	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
UV Transmittance (%)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
Net Total Nitrogen (Final)	Report	9132			
Net Total Phosphorus (Interim)	Report	Report			
Net Total Phosphorus (Final)	Report	1218			

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2012. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2011.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is not in effect.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PA0023167, Sewage, SIC Code 4952, **Kane Borough Authority**, 112 Bayard Street, Kane, PA 16735-1377. Facility Name: Pine Street STP Kane. This existing facility is located in Kane Borough, **McKean County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream, West Run, is located in State Water Plan watershed 16-F and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Total Residual Chlorine	2.0	XXX	XXX	0.16	XXX	0.54
CBOD ₅						
May 1 - Oct 31	125	187	XXX	10	15	20
Nov 1 - Apr 30	312	500	XXX	25	40	50
Total Suspended Solids	375	562	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000 Geo Mean	XXX	Geo Mean 10,000 Geo Mean
Ammonia-Nitrogen						
May 1-31	43.7	XXX	XXX	3.5	XXX	7.0
Jun 1 - Oct 31	18.7	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	56.2	XXX	XXX	4.5	XXX	9.0
Total Copper (Interim)	Report	XXX	XXX	Report	XXX	Report
Total Copper (Final)	0.087	XXX	XXX	0.007	XXX	0.014
Total Zinc (Interim)	Report	XXX	XXX	Report	XXX	Report
Total Zinc (Final)	0.78	XXX	XXX	0.063	XXX	0.126

In addition, the permit contains the following major special conditions:

- Toxics Reduction Evaluation (TRE) Requirements
- CSO-Related bypass authorization (3.5 MGD)
- Maximizing Treatment at the existing POTW
- Sampling when bypassing
- Requirement to use eDMR system

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

WQM Permit No. WQG02231107, Sewage, **Springfield Township**, 50 Powell Road, Springfield, PA 19064.

This proposed facility is located in Springfield Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a low pressure sanitary sewer extension.

WQM Permit No. WQG02461108, Sewage, **Horsham Water & Sewer Authority**, 617 Horsham Road, Horsham, PA 19044.

This proposed facility is located in Horsham Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a gravity sewer extension.

WQM Permit No. WQG02461109, Sewage, Pennsylvania Air National Guard, 111th Fighter Wing, 1120 Fairchild Street, Horsham, PA 19044-5236.

This proposed facility is located in Horsham Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a pump station and force main.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

WQM Permit No. 5811403, Sewerage, **Liberty Mobile Home Park**, 1675 Kelly Road, Friendsville, PA 18818

This proposed facility is located in Liberty Twp., **Susquehanna County**, PA.

Description of Proposed Action/Activity: This project involves modifications to an existing package sewage treatment plant and replacing malfunctioning community on-lot disposal system with a discharge of treated effluent tributary to Snake Creek.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 2811202, CAFO, **Stoner's Hijos Hill, Inc.**, 8512 Oellig Road, Mercersburg, PA 17236.

This proposed facility is located in Peters Township, **Franklin County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a new 100' diameter x 10' deep concrete manure storage structure with a perimeter/leak detection drain and observation well.

WQM Permit No. 0611401, Sewerage, **Rodale Institute**, 611 Siegfried Road, Kutztown, PA 19530.

This proposed facility is located in Maxatawny Township, **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a wetland and irrigation facility to serve their existing facility.

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from MS4

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

<i>NPDES Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033111011	Huntingdon Boro 530 Washington Street Huntingdon PA 16652	Huntingdon	Huntingdon Boro	Juniata River WWF Standing Stone Creek HQCWF

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041406016R	David Biddison Liberty Hill Development 201 King of Prussia Rd, Ste 370 Radnor, PA 19087	Centre	Harris Township	UNT to Spring Creek HQ-CWF

Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA 16830, (814) 765-2629

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041708001(1)	Karthaus-Burnside Joint Sewer Authority PO Box 97 Karthaus, PA 16845	Clearfield County Centre County	Karthaus Township Burnside Township	Mosquito Creek HQ-CWF Red Lick Run HQ-CWF Curleys Run HQ-CWF West Branch Susquehanna River WWF

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Elk County Conservation District, Elk Courthouse Annex, 300 Center Street, PO Box 448, Ridgway PA 15853

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI 0624 11 002	Brockway Borough Municipal Authority 501 Main Street Brockway PA 15824	Elk	Horton Township	Whetstone Branch HQ; CWF

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

**STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR
NPDES PERMITS FOR CAFOs**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Joe Jurgielewicz & Sons. Bethel/Lynn Farm 1301 Airport Road Bethel, PA 19507	Berks	10.4	73.5	ducks	NA	Renewal

**PUBLIC WATER SUPPLY (PWS)
PERMITS**

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the

30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

*Northeast Region: Water Supply Management Program
Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

Application No. 3511508, Public Water Supply.

Applicant	Pennsylvania American Water Co. Brownell Water System
[Township or Borough]	Carbondale Township, Lackawanna County
Responsible Official	Mr. David Kaufman Vice-President of Engineering 800 West Hershey Park Drive Hershey, PA. 17033
Type of Facility	Public Water Supply
Consulting Engineer	Mr. William J. Malos PE. Pennsylvania American Water Company 100 N. Pennsylvania Avenue Wilkes-Barre, PA. 18701
Application Received Date	June 3, 2011

Description of Action This project provides for the upgrade of the Number 4 Hill Pump Station in order to service the Applewood Development. New booster pumps, VFD controls and a 750 LF interconnect transmission main is provided.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745

Permit No. 0292504A3, Public Water Supply.

Applicant **Plum Borough Municipal Authority**
4555 New Texas Road
Pittsburgh, PA 15239

[Township or Borough] Plum Borough

Responsible Official Howard Theis, Manager
Plum Borough Municipal Authority
4555 New Texas Road
Pittsburgh, PA 15235

Type of Facility Water treatment plant

Consulting Engineer R.F. Mitall & Associates, Inc.
117 Sagamore Hill Road
Pittsburgh, PA 15239

Application Received Date June 1, 2011

Description of Action Installation of a dry calcium hypochlorite feed system at the Abers Creek Pump Station. This project also includes minor rehabilitation at the pump station.

Permit No. 0210504A1, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

[Township or Borough] City of Pittsburgh

Responsible Official Thomas Palmosina, Acting Executive Director
Pittsburgh Water & Sewer Authority
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Type of Facility Water treatment plant

Consulting Engineer

Application Received Date May 27, 2011

Description of Action Installation of a PAX mixing system at the Brashear water storage tank #2.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

Application No. 4811501, Minor Amendment.

Applicant **Tuscarora Village POA**
[Township or Borough] Upper Mt. Bethel Township,
Northampton County

Responsible Official Mr. Brad Jones, Manager
3394 River Road
Mt. Bethel, PA. 18343

Type of Facility Public Water Supply

Consulting Engineer Mr. Robert C. Ferri
Project Manager
Niclaus Engineering
804 Sarah Street
Suite 201
Stroudsburg, PA. 18360

Application Received Date 2/28/2011

Description of Action This project provides for the construction of an additional 5,000 gallon hydro-pneumatic tank to provide for additional chlorination contact time to meet the requirements of the Ground Water Rule.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907)

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment notice receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a

summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the following site, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified as follows. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

Northeast Region: Eric Supey, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Gudz Estate, 206 N. 14th Street, Easton City, **Northampton County**. Dawn Washo, Resource Environmental Management, Inc., 37 Taylor Lane, Montrose, PA 18801 has submitted a Notice of Intent to Remediation (on behalf of her client, Clara Ulmer, 25 Hainesburg River Road, Columbia, NJ 07832), concerning the remediation of soil found to have been impacted by home heating oil, leaded gasoline and 1,1,2,2-tetrachloroethane as a result of a release from an underground storage tank during the tank's removal. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Applications received or withdrawn under the Solid Waste Management Act of July 7, 1980 (P. L. 380, No. 97) (35 P. S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P. L. 525, No. 93) and regulations to transport infectious and chemotherapeutic waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 8471, Harrisburg, PA 17105-8471

Renewal Applications Received

Agape Pet Services, L.L.C., 19712 Sheperdstown Pike, Boonsboro, MD 21713. License No. PA-HC 0240. Received on April 7, 2011.

Hamilton Pet Meadow, Inc., 1500 Klockner Road, Hamilton, NJ 08619-3104. License No. PA-HC 0227. Received on May 2, 2011.

Curtis Bay Energy, Inc., 3200 Hawkins Point Road, Baltimore, MD 21226. License No. PA-HC0236. Received on May 27, 2011.

Asepsis, Inc., 424 West Lincoln Highway, Suite 204, Pennel, PA 19047. License No. PA-HC 0014. Received on June 2, 2011.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

PLAN APPROVALS

Plan Approval Applications Received under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

09-0215: National Sales and Supply (3800 Marshall Lane, Bensalem, PA 19020) for installation of a 2nd

control device in series with the existing cyclone on the Salt Dryer at a facility in Bensalem Township, **Bucks County**. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

35-322-012: Keystone Sanitary Landfill Inc. (249 Dunham Drive, Dunmore, PA 18512) for the increase in daily and annual waste acceptance rates at their facility in Dunmore Borough and Troop Borough, **Lackawanna County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

25-090D: Zurn Industries, LLC (1301 Raspberry Street, Erie, PA 16502-1543) for construction of a new electric induction furnace melting operation with a fabric filter baghouse to control particulate matter (PM) emissions in the City of Erie, **Erie County**. This equipment will replace the cupola furnace melting operation.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

15-0115F: QVC, Inc. (1200 Wilson Drive, West Chester, Pa 19380) for modification of formaldehyde emissions from a replacement 2-MW generator at an existing facility and for updating engine information in West Goshen Township, **Chester County**. The engine for this generator is a 2009 model. Formaldehyde emissions will increase from a limit of 725 ppmdv, corrected to 15% O₂, to 1,106 ppmdv, corrected to 15% O₂. The new limit is equivalent to 0.01 TPY of formaldehyde emissions. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

30-00183B: EQT Gathering, LP (225 North Shore Drive, Pittsburgh, PA, 15212) for construction and temporary operation of a natural gas compressor station, known as the Jupiter Station, in Morgan Township, **Greene County**.

The facility will contain air contamination sources, consisting of three 2,370-bhp Caterpillar/Ariel 3608 compressor units, one 690-bhp emergency generator, seven tanks, and two triethylene glycol (TEG) dehydration systems. The construction and temporary operation of this equipment, with the exception one 120 MMSCF per

day dehydration system was previously authorized under Plan Approval PA-30-00183A. Facility emissions will be 41.78 tons of NO_x, expressed as NO₂, 14.42 tons of CO, 22.20 tons of VOC, 2.75 tons of formaldehyde, and 13.17 tons of the sum of all hazardous air pollutants, annually. The proposed process units are subject to the applicable requirements of 25 Pa. Code, Chapter 127, related to construction, modification, reactivation and operation of sources, 40 CFR 60 Subpart JJJJ, and 40 CFR 630 Subpart ZZZZ. The Plan Approval contains appropriate emission limitations, testing, monitoring, recordkeeping, reporting requirements, and work practice standards.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of this State Only Operating Permit may submit the information to Martin L. Hochhauser, P.E., Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments,

Identification of the proposed Plan Approval (specify Plan Approval PA-30-00183B), and

Concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication. In accordance with Pa. Code Title 25 § 127.428, prior to issuing an operating permit, the Department may hold a fact-finding conference or hearing at which the petitioner, and a person who has properly filed a protest under § 127.426 (relating to filing protests) may appear and give testimony. The Department is not required to hold a conference or hearing. The applicant, the protestant and other participants will be notified of the time, place and purpose of a conference or hearing, in writing or by publication in a newspaper or the *Pennsylvania Bulletin*, unless the Department determines that notification by telephone will be sufficient.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

20-305A: Crawford Renewable Energy, LLC (Keystone Regional Industrial Park, Greenwood Township, PA 16335 and mailing address of 360 Chestnut Street, Meadville, PA 16335) for construction of a tire-derived-fuel (TDF) fired power generation facility that is designed to generate up to 100 MW gross, 90 MW net of electrical power using circulating fluidized bed boiler (CFB) technology in Greenwood Township, **Crawford County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or 127.505, be incorporated into the Title V operating permit at a later date.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding CRE's application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340. The information is also available

at the Meadville Public Library and Greenwood Township Building. Appointments for scheduling a review must be made with those entities.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the following:

- Name, address and telephone number of the person submitting the comments
- Identification of the proposed plan approval [20-305A]
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b), 127.45 and 127.48 that the Pennsylvania Department of Environmental Protection (DEP) will hold a public meeting and hearing on Wednesday July 27, 2011, at Conneaut Lake High School located at 10331 US Hwy 6, Conneaut Lake, PA 16316. The meeting will start at 6:30 PM and the hearing will follow the meeting.

The meeting is to answer questions concerning Crawford Renewable Energy (CRE) application to construct a tire-derived-fuel fired power generation facility that is designed to generate up to 100 MW gross, 90 MW net of electrical power using CFB boiler technology. The Department intends to issue a plan approval for this construction and has submitted the proposed plan approval to U.S. Environmental Protection Agency (EPA) for its review.

During the hearing, in accordance with 25 Pa. Code §§ 127.48 and 127.49, the Department will accept and record testimony concerning CRE's application. Persons wishing to present testimony at the hearing should contact Community Relations Coordinator Freda Tarbell, (814) 332-6945, at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony during the hearing will be limited to a maximum of five minutes and three written copies of the oral testimony, together with exhibits are required. Organizations are encouraged to designate one witness to present testimony on behalf of the organization. Persons unable to attend the hearing may submit three copies of a written statement and exhibits within 10 days thereafter to the Department in care of Regional Air Quality Program Manager, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Written submittals must contain the following:

- Name, address and telephone number of the person submitting the comments
- Identification of the proposed plan approval [20-305A]
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Freda Tarbell or the Pennsylvania AT&T relay service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

If a plan approval has not undergone the above public notice process the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

The plan approval is for the construction of two CFB boilers operating in parallel with a net generating capacity of 90 megawatts. Other air emission sources at the facility include a totally-enclosed tire shredding and preparation area and material handling operations such as TDF conveyance; limestone, sand, ash & lime storage & handling; anhydrous ammonia handling; wire/metals. Sources also include roadways and a diesel fire pump. Control technology for each CFB will be a TurboSorp scrubber for SOx control (Best Available Control Technology (BACT) and Best Available Technology (BAT)), fabric filter for PM10 & PM2.5 control (BACT and BAT), a Regenerative Selective Catalytic Reduction (RSCR) system for NOx control (Lowest Achievable Emission Rate (LAER), BACT and BAT) and energy efficiency for greenhouse gas (GHG) control (BACT and BAT). Best available technology for other sources will be the control of emissions through inherent low-emitting designs, bin vents filters, or good operating practices.

This construction will result in facility emissions of less than 854,324 tpy of CO2(e), 691 tpy of CO, 0.034 tpy of lead, 27.7 tpy of VOC, 143 tpy of SOx, 253 tpy of NOx, 53.1 tpy of PM2.5, 99.3 tpy of PM10, 9.9 tpy of a single HAP, and 24.9 tpy of all HAPs combined. The application was reviewed in accordance with Prevention of Significant Deterioration (PSD) and Non-Attainment New Source Review (NSR) requirements. Facility is subject to State and Federal requirements, including 40 CFR 60 Subpart Da & IIII; 40 CFR 63 Subpart JJJJJ; Acid Rain Regulations (40 CFR 72-78); Clean Air Interstate Rule (CAIR) (40 CFR 96 & 97); Continuous Assurance Monitoring (CAM) (40 CFR 64); Risk Management Program (40 CFR 68—if greater than 20,000 pounds of aqueous ammonia is stored at facility) and Greenhouse Gas Tailoring Rule (GHG) (40 CFR 98). To comply with these requirements, the plan approval contains conditions relating to emission limitations, testing, monitoring, recordkeeping, reporting, work practices, and additional requirements. This Plan Approval will contain conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Nothing in this plan approval shall relieve the owner or operator from complying with any local zoning ordinances.
- Emission Reduction Credit Requirements
 - The permittee shall secure 291 tons of NOx ERCs. ERCs shall be properly generated and certified by the Department. Upon transfer, the permittee shall provide the Department with documentation clearly specifying the details of the ERC transaction. The 291 tons of ERCs was determined by the facility NOx PTE of 252.958 times the offset of 1.15. The facility NOx PTE is 252.95 tpy for the boilers and 0.008 tpy for the fire pump.
- CFB Boilers (Source 031 & 032)
 - No person may permit the emission into the outdoor atmosphere of the following in a manner that exceeds the following:

- Particulate Matter (PM) - 0.02 #/mmbtu
- Particulate Matter 10 (PM-10) - 0.02 #/mmbtu
- Particulate Matter 2.5 (PM-2.5) - 0.01 #/mmbtu
- Sulfur Oxides (SOx) - 0.031 #/mmbtu
- Nitrogen Oxides (NOx) - 0.055 #/mmbtu
- Carbon Monoxide (CO) - 0.15 #/mmbtu
- Lead (Pb) - 7.17×10^{-6} #/mmbtu
- Volatile Organic Compounds (VOC) - 0.006 #/mmbtu
- Ammonia Slip (NH₃ Slip) - 10 ppmv, on a dry basis corrected 7% oxygen, averaged over any rolling 1-hour period at stack conditions.
- Hydrogen Chloride (HCl) - 0.002 #/mmbtu
- Sulfuric Acid (H₂SO₄) - 0.0022 #/mmbtu
- Dioxins / Furans - 7.7×10^{-10} #/mmbtu
- Mercury (Hg) - 3.27×10^{-7} #/mmbtu
- A person may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of the emission is either of the following:
 - Equal to or greater than 10% for a period or periods aggregating more than 3 minutes in any 1 hour.
 - Equal to or greater than 30% at any time.
 - All emission limitations (except for opacity) are measured at 7 percent oxygen, dry conditions.
 - All emission limitations (except for opacity) are 3-hour averages unless otherwise noted.
 - No person may permit the emission into the outdoor atmosphere of the following in a manner that exceeds the following for each boiler:
 - Particulate Matter (PM) - 45.99 tpy based on 12-month rolling totals
 - Particulate Matter 10 (PM-10) - 45.99 tpy based on 12-month rolling totals
 - Particulate Matter 2.5 (PM-2.5) - 23.0 tpy based on 12-month rolling totals
 - Sulfur Oxides (SOx) - 71.49 tpy based on 12-month rolling totals
 - Nitrogen Oxides (NOx) - 126.48 tpy based on 12-month rolling totals
 - Carbon Monoxide (CO) - 344.93 tpy based on 12-month rolling totals
 - Lead (Pb) - 0.0165 tpy based on 12-month rolling totals
 - Volatile Organic Compounds (VOC) - 13.8 tpy based on 12-month rolling totals
 - Hydrogen Chloride (HCl) - 4.6 tpy based on 12-month rolling totals
 - Sulfuric Acid (H₂SO₄) - 5.06 tpy based on 12-month rolling totals
 - Dioxins / Furans - 0.0035 lbs/yr based on 12-month rolling totals
 - Mercury (Hg) - 1.5 lbs/yr based on 12-month rolling totals
- The TDF shall meet the ASTM Active Standard D6700-01 Standard Practice for Use of Scrap Tire Derived Fuel.

- The facility shall perform an initial stack test for PM, PM10 (filterable & condensable), PM2.5 (filterable & condensable), NOx, SOx, CO, mercury, lead, VOC, ammonia slip, hydrogen chloride, sulfuric acid, and dioxins/furans in accordance with the provisions of Chapter 139 of the Rules and Regulations of the Department of Environmental Protection.

- The facility shall perform an annual stack test for PM, PM10 (filterable & condensable), PM2.5 (filterable & condensable), NOx, SOx, CO, mercury, lead, VOC, ammonia slip, hydrogen chloride, sulfuric acid, and dioxins/furan. The facility may petition the Department, after three (3) years, to reduce the frequency of testing.

- Within twelve (12) to eighteen (18) months prior to the expiration of the facility operating permit, a stack test for PM, PM10 (filterable & condensable), PM2.5 (filterable & condensable), NOx, SOx, CO, mercury, lead, VOC, ammonia slip, hydrogen chloride, sulfuric acid, and dioxins/furans shall be performed.

- The following conditions are related to CAM:

- The permittee shall use the approved process parameter(s) or indicator(s) to obtain data and monitor the emission control equipment performance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion.

- Circulating Fluidized Bed Scrubber

- Pressure Drop: Pressure gauges or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- Scrubber gas flow rate: Flow meters or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- Baghouse

- Pressure Drop: Pressure gauges or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- Baghouse Temperature: 300 F maximum at inlet - Thermocouple or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- Bag Leak Detection Signals: Bag Leak Detection Signals

- Regenerative SCR

- Ammonia Injection rate (lbs/hr): Flow meter or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- pH level: pH meter or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- Catalyst temperature (F): 570 to 800F - thermocouple or equivalent - continuously meaning a reading at least once every 15-minutes averaged over a 3-hour period

- The following conditions are related to CEMs:

- The following continuous emission monitoring system[s] (CEMS[s]) must be installed, approved by the Department, operated and maintained in accordance with the requirements of 25 Pa. Code Chapter 139, Subchapter C (relating to requirements for source monitoring for stationary sources) and the 'Submittal and Approval', 'Record Keeping and Reporting', and 'Quality Assurance' requirements of Revision No. 8 of the Department's Continuous Source Monitoring Manual, 274-0300-001 and the Technical Guidance Pertaining to Continuous Source

Monitoring Systems for Mercury, 274-0300-006. Compliance with any subsequently issued revision to the Continuous Source Monitoring Manual or Technical Guidance Pertaining to Continuous Source Monitoring Systems for Mercury will constitute compliance with this permit condition.

- CEMS #1: CO (lbs/mmbtu)
- CEMS #2: NO_x (lbs/mmbtu)
- CEMS #3: SO₂ (lbs/mmbtu)
- CEMS #4: Opacity (%)
- CEMS #5: Mercury (lbs/mmbtu and oz/hr)
- CEMS #6: PM (lbs/mmbtu)
- CEMS #7: CO₂ [short tons per MW-hr (gross)]
- The facility shall monitor Gross Electrical Output (Mwhs, using a CEMS) in order to comply with the CO₂ emission standard.
 - The following conditions are related to GHG:
 - No person may permit the emission into the outdoor atmosphere of the following in a manner that exceeds the following:
 - GHG emission rate of 97.52 tph (88.52 metric tph) and 854,324 tpy (775,555 metric tpy) based on a 12-month rolling total where GHG emissions are CO₂(e).
 - GHG emission rate based on net plant output of 90 MW: 1.08 short tons per MW-hr (net) and 0.984 metric tons per MW-hr (net) where GHG emissions are CO₂(e).
 - GHG emission rate based on gross plant output of 98 MW: 0.99516 short tons per MW-hr (gross) and 0.9034 metric tons per MW-hr (gross) where GHG emissions are CO₂(e).
 - Carbon neutral GHG emission rate of 78.72 tph (71.46 metric tph) and 689,578 tpy (626,007 metric tpy) based on a 12-month rolling total where carbon neutral GHG emissions are CO₂(e).
 - Carbon neutral GHG emission rate based on net plant output of 90 MW: 0.874 short tons per MW-hr (net) and 0.794 metric tons per MW-hr (net) where carbon neutral GHG emissions are CO₂(e).
 - Carbon neutral GHG emission rate based on gross plant output of 98 MW: 0.803 short tons per MW-hr (gross) and 0.729 metric tons per MW-hr (gross) where carbon neutral GHG emissions are CO₂(e).
 - Carbon neutral GHG emission rate is defined in this condition as the GHG emission rate minus the biomass fraction emission rate.
 - The following conditions are related to modeling/risk management:
 - The operation of the CFB boilers shall at no time result in the emission of the following contaminants at rates exceeding the limits identified in pounds per hour and verified by annual stack testing:
 - Arsenic: 2.53E-04
 - Cadmium: 4.20E-04
 - Chromium VI: 2.73E-04
 - Cobalt: 9.939E-03
 - Copper: 1.595E-02
 - Lead: 7.5E-03
 - Manganese: 2.59E-03
 - Nickel: 1.82E-03

- Zinc: 3.19E-01
- Formaldehyde: 1.785E-01
- Chlorine: 1.4E-03
- Hydrogen chloride: 2.1
- Hydrogen bromide: 1.71
- * The Department may modify this list, and the frequency of stack testing, based upon the stack test results.
 - Within 180 days after commencement of operation, a stack test shall be conducted to verify that the emission rates for each of the compounds included in the risk assessment are lower than the estimated emission rates used in the risk assessment portion of the plan approval application.
 - Within ninety (90) days of receiving approval from the Department on the acceptability of the stack test results, the permittee shall perform the risk assessment using the stack test emission rates, the exhaust parameters from each test, and the dispersion modeling techniques as approved by the Department for all compounds submitted to the Department for approval.
 - Silos (Source 101):
 - The PM-10 emissions from the silos shall not exceed the following:
 - Hydrated Lime Silo #1 & 2: 0.000535 #/day or 0.005 gr/dscf whichever is more stringent
 - Hydrated Lime Silo #1 & 2: 0.0000975 tpy based on a 12-month rolling total
 - Fly Ash Silo: 0.064 #/hr or 0.005 gr/dscf whichever is more stringent
 - Fly Ash Silo: 0.282 tpy based on a 12-month rolling total
 - Bottom Ash Silo #1 & 2: 0.0091 #/hr or 0.005 gr/dscf whichever is more stringent
 - Bottom Ash Silo #1 & 2: 0.04 tpy based on a 12-month rolling total
 - The PM-2.5 emissions from the silos shall not exceed the following:
 - Hydrated Lime Silo #1 & 2: 0.0004 #/day or 0.00375 gr/dscf whichever is more stringent
 - Hydrated Lime Silo #1 & 2: 0.000074 tpy based on a 12-month rolling total
 - Fly Ash Silo: 0.048 #/hr or 0.00375 gr/dscf whichever is more stringent
 - Fly Ash Silo: 0.201 tpy based on a 12-month rolling total
 - PM emissions from all silos shall meet 25 Pa. Code § 123.13
- Cooling Tower (Source 102):
 - The PM-10/2.5 emissions shall not exceed 1.55 #/hr.
 - The PM/PM-10/PM-2.5 emissions shall not exceed 6.79 tpy based on a 12-month rolling total.
 - The total dissolved solids (TDS) of the cooling tower water shall not exceed 1,115 ppmw.
- Fire Water Pump (Source 104):
 - Subject to 25 Pa. Code §§ 123.13 & 123.21
 - The emissions shall not exceed the following:

- PM-10: 0.08 #/hr or 0.0008 tpy based on a 12-month rolling total
- PM-2.5: 0.08 #/hr or 0.0008 tpy based on a 12-month rolling total
- NO_x: 0.83 #/hr or 0.008 tpy based on a 12-month rolling total
- CO: 1.43 #/hr or 0.014 tpy based on a 12-month rolling total
- VOC: 0.625 #/hr or 0.00625 tpy based on a 12-month rolling total
- Subject to 40 CFR 60 Subpart III

Dispersion modeling was conducted for the proposed CRE facility with representative emission source data, terrain data, and meteorological data. The impacts of the emissions of carbon monoxide, nitrogen dioxide, particulate matter less than 2.5 micrometers, particulate matter less than 10 micrometers, and sulfur dioxide from the proposed facility are estimated by modeling to be less than the significant impact levels established by the U.S. EPA; therefore, it is estimated by modeling that these emissions from the proposed facility will not cause or significantly contribute to air pollution in violation of the National Ambient Air Quality Standards or PSD increment standards.

25-066I: Accuride Corp. (1015 East 12th Street, Erie, PA 16503) for modification of pressure drop requirements associated with two (2) existing wet scrubbers in the City of Erie, **Erie County**.

Notice is hereby given, pursuant to 25 Pa. Code Sections 127.44(a) and 127.424(b), that the Pennsylvania Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to for their facility located in the City of Erie, Erie County. This plan approval is for the modification of pressure drop requirements associated with two (2) existing wet scrubbers. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code Section 127.450.

Plan Approval No. 25-066I is for the modification of pressure drop requirements associated with two (2) existing wet scrubbers. The installation of these units was previously permitted by the Department under Plan Approval 25-066H. Based on the information provided by the applicant and DEP's own analysis, the proposed modification will result in no increase in emissions from the affected sources.

The Plan Approval will contain additional monitoring, recordkeeping, and work practice requirements designed to keep the facility operating within all applicable air quality requirements. Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340, for an appointment.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received, by the Department, within 30 days of the last day of publication. Written comments should include the following:

1. Name, address, and telephone number of the person submitting comments.

2. Identification of the proposed Plan Approval; No. 25-066I.

3. Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to John Guth, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, 814-332-6940.

62-017T: United Refining Co. (15 Bradley Street, Warren, PA 16365) for an addition of a second reactor to their existing distillate hydro-treater (DHT2) in order to reduce the sulfur content of their hydrocarbon product in Warren City, **Warren County**. The new reactor's emissions will be reduced by the existing control devices which have the capacity and meet current BAT. This is a Title V facility. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology for the source:

- All conditions from the Title V permit issued on August 20, 2007, and revised on March 10, 2010, remain in effect.

- DHT2 heater shall not combust fuel which has a sulfur content exceeding 0.5 percent.

Estimated emissions increases in tons per year: SO₂ 37.2, VOC 33.9, CO 29.2, PM 2.5 0.3, PM-10 0.5, TSP 4.4, NO₂ 4.4, NO_x 5.4.

For additional information contact Jacob G. Chemsak at (814) 332-6638.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

23-00011: Sunoco Partners Marketing & Terminal, L.P.—Darby Creek Tank Farm (Hook & Calcon Hook Roads, Sharon Hill, PA 19079) for a renewal of the Title V Operating Permit ("TVOP") No. 23-00011 in Darby Township, **Delaware County**. The facility's air emissions sources consist of 26 crude oil (external floating roof) storage tanks, a waste oil (fixed roof) storage tank, and a wastewater separator. These sources are subject to volatile organic compound ("VOC") emission restrictions, as follows: 95 tons/yr for the 26 crude oil storage tanks, 2 tons/yr for the waste oil storage tank, and 10 tons/yr for the wastewater separator.

No changes have occurred at the facility since the TVOP was last renewed (in 2005).

The facility is not subject to the Compliance Assurance Monitoring ("CAM") requirements of 40 C.F.R. Part 64.

The Title V Operating Permit will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

15-00122: Kennett Square Specialties, LLC, (556 E. South Street, P. O. Box 652, Kennett Square, PA 19348) for issuance of an initial State Only Synthetic Minor Operating Permit to operate a spent shiitake mushroom growth media fired boiler rated at 9.6 MM Btu/hr (boiler) at the Kennett Square Specialties mushroom substrate and spawn production facility located at 556 E. South Street, Kennett Township, **Chester County**. Plan Approval, 15-0122A is being incorporated into the facility's initial operating permit, 15-00122. This Operating Permit shall include monitoring and recordkeeping requirements to ensure that this facility complies with all applicable air quality regulations.

46-00112: Palmer International, Inc. (2036 Lucon Road, Skippack, PA 19474) is a non-Title V, Synthetic Minor facility located in Skippack Township, **Montgomery County**. The Synthetic Minor Operating Permit No. 46-00112 is being renewed for another five (5) year term. The Synthetic Minor Operating Permit will also incorporate the requirements of Plan Approval No. 46-0112E. The facility is a manufacturer of intermediate product materials, specifically resins and friction particles. There are no proposed changes to equipment or operating conditions. The permit will continue to include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

17-00017: Rescar, Inc. (407 W Brentwood Street, Channelview, TX 77530-3952) for issuance of a state only operating permit for their facility in DuBois, **Clearfield County**. The facility's sources include two surface coating operations, a surface coating cleanup operation, two abrasive blasting operations and a railcar cleaning operation. The potential emission of all air contaminants are below their respective major emission thresholds. The proposed state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

53-00017: Herbert Cooper Co., Inc. (PO Box 40, 121 Main Street, Genesee, PA 16923-8901) for issuance of a state only operating permit for their facility in Genesee Township, **Potter County**. The facility's sources include an oxygen tube manufacturing operation, combustion units and a parts washer. The potential emission of all air contaminants are below their respective major emission thresholds. The proposed state only operating permit

contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174

56-00159: Somerset County Technology Center (281 Technology Drive, Somerset, PA 15501) to renew their operating permit for their facility in Somerset Township, **Somerset County**. Equipment at this facility includes one 8.5 mmbtu/hr tri-fuel boiler. Potential emissions from the facility are based on a limit of burning 2,000 tons of coal per consecutive 12 month period and are estimated to be 9.1 tons NO_x, 1.3 tons VOCs, 11.0 tons CO, 15.0 tons particulate matter and 71.3 tons SO_x. Actual emissions from the facility are much lower. The facility is subject to the applicable requirements of Pa Code Title 25 Chapters 121 through 145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

03-00194: Glacial Sand and Gravel Co.—Tarrtown Barge Unloading Facility (133 Camp Ground Road, Harrisville, PA 16038) for operation of a barge unloading and bulk commodity storage in East Franklin Township, **Armstrong County**. In accordance with 25 Pa Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the above mentioned facility.

The subject facility consists of unloading barges with a clam shell, two diesel engines, hopper and stockpiling. The diesel engines are used to power the clam shell and are rated at 525 hp and 250 hp. The facility has the potential to emit: 1.39 tpy CO; 6.44 tpy NO_x; 0.43 tpy SO_x; 0.52 tpy VOC; 1.73 tpy PM; and 1.01 tpy PM₁₀. The facility is required to conduct weekly surveys of the site for fugitive emissions and malodors, minimize drop height of clam shell, and must take all actions to prevent particulate matter from becoming airborne. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Sheila Shaffer Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Written comments must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed Operating Permit (03-00194).

Concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131

10-00312: Purvis Brothers, Inc.—Mars Facility (321 Mars-Valencia Road, Mars, PA) for a Synthetic Minor Permit to operate a Petroleum Bulk Station in Adams Township, **Butler County**.

43-00280: Chevron, Inc.—Miller Industries (2755 Kirila Blvd, Hermitage, PA 16148-9019) to issue a renewal State Only Operating Permit for the facility in Lackawannock Township, **Mercer County**. The facility is a Natural Minor. The primary sources at the facility are 3 spray paint booths. The renewal permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

62-00174: Warren County Humane Society (212 Elm Street, Warren, PA 16365) to issue a renewal State Only Operating Permit for their facility in the City of Warren, **Warren County**. The facility is a Natural Minor. The primary source at the facility is a small animal crematory. The renewal permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104*

Contact: Edward Wiener, Chief—Telephone: 215-685-9426

S11-011: Eastern Pennsylvania Psychiatric Institute (3300 Henry Avenue, Philadelphia, PA 19129) for the operation of a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two diesel fired emergency generators, two #4 oil fired boilers each at 750 Hp, and one natural gas fired boiler at 200 Hp.

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

S11-001: Federal Reserve Bank of Philadelphia. (at 100 North 6th Street, Philadelphia, PA 19106) for the operation of a banking facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes five 6.0 MMBTU/hr boilers and seven 300 kW, one 750 kW and one 1000 kW emergency generators.

The operating permit will be renewed under the Pennsylvania Code Title 25, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or com-

ments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

S11-010: Jeanes Hospital. (at 7600 Central Avenue, Philadelphia, PA 19111) for the operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes three 304 HP boilers and one 750kW, one 400 kW and four less than 130 kW emergency generators.

The operating permit will be renewed under the Pennsylvania Code Title 25, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

PLAN APPROVALS

Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

54-309-007: LVH Industries, Inc. (220 South Hancock Street, McAdoo, PA 18237) for their facility to be located in West Brunswick Twp., **Schuylkill County** for the construction and operation of a recycled glass process at the facility.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to LVH Industries Inc (220 South Hancock Street, McAdoo, PA 18237) for their facility to be located in West Brunswick Twp., Schuylkill County. This Plan Approval No. 54-309-007 will be incorporated into the companies Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-309-007 for the construction and operation of a recycled glass process at the facility. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. VOC emissions from the plant will

remain under 50 TPY, 12-month rolling sum. Total HAP emissions from the facility will be under 25 TPY, 12-month rolling sum. Single HAP emissions will be under 10 TPY, 12-month rolling sum. Particulate emissions will be controlled by the use of a cyclones and baghouses, which is limited to 0.02 grains/dscf. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed permit No.: 54-309-007.

A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone # 570-826-2511 within 30 days after publication date.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state

or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

56961301 and NPDES No. PA0214736, RoxCOAL, Inc., (1576 Stoystown Road, P. O. Box 149, Friedens, PA 15541), to revise the permit for the Sarah Mine in Jenner Township, **Somerset County** and related NPDES permit to change the water handling plan and increase the discharge rate for Outfall 001. Surface Acres Proposed 1.9. Application also includes a request for a Section 401 Water Quality Certification. Written comments or objections on the permit application and the request for Section 401 Water Quality Application may be submitted to the Department. Receiving stream: Unnamed Tributary to Roaring Run, classified for the following use(s): CWF. Application received: February 11, 2011.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900

56110102 and NPDES No. PA0263184, Marquise Mining Corporation, P. O. Box 338, Blairsville, PA 15717, commencement, operation and restoration of a bituminous surface mine in Lincoln Township, **Somerset County**, affecting 45.5 acres. Receiving stream(s): Quemahoning Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The application includes a wetland encroachment to affect 0.09 acres of wetlands during active mining of Phase I. Application received: March 2, 2011.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500

03070104 and NPDES Permit No. PA0251297. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15620). Renewal application for reclamation only of an existing bituminous surface mine, located in East Franklin Township, **Armstrong County**, affecting 247.3 acres. Receiving streams: unnamed tributaries to Lime-stone Run, classified for the following use: WWF. There is

no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: May 31, 2011.

26773025 and NPDES Permit No. PA0079031. Charles L. Swenglich & Sons Coal Co., Inc. (2 Swenglich Lane, Smithfield, PA 15478). Revision application for a partial land use change from pastureland and/or land occasionally cut for hay to post-mining land use of industrial/commercial and residential of an existing bituminous surface mine, located in German Township, **Fayette County**, affecting 166.2 acres. Receiving stream: unnamed tributary to South Branch of Browns Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: June 6, 2011.

26110102 and NPDES Permit No. PA0252085. T & B Excavating, Inc. (P. O. Box 337, McClellandtown, PA 15458). Application for commencement, operation and reclamation of a bituminous surface mine, located in German Township, **Fayette County**, affecting 58.4 acres. Receiving streams: unnamed tributaries to Dunlap Creek and Browns Run, classified for the following use: WWF. The potable water supplies with intakes within 10 miles downstream from the point of discharge: Carmichaels Municipal Authority and Southwestern PA Water Authority. Application received: June 6, 2011.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

37050101. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous strip operation in Wayne & Shenango Townships, **Lawrence County** affecting 147.0 acres. Receiving streams: Unnamed tributary to Duck Run, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 3, 2011.

61100102 and NPDES Permit No. PA0258857. K & A Mining (P. O. Box 288, Grove City, PA 16127). Revision to an existing bituminous strip operation to add blasting in Scrubgrass Township, **Venango County**. Receiving streams: Unnamed tributaries to Allegheny River, classified for the following uses: WWF. The first downstream potable water supply intake from the point of discharge is the Emlenton Water Company. Application received: June 3, 2011.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200

17000107 and NPDES No. PA0242951. Shud's Coal Hounds, Inc. (5757 Green Acre Road, Houtzdale, PA 16651). Renewal of an existing bituminous surface and auger mine located in Woodward and Bigler Townships, **Clearfield County** affecting 167.8 acres. Receiving streams: unnamed tributaries to Upper Morgan Run classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Renewal application received: May 20, 2011.

17110107 and NPDES No. PA0257699. Bell Resources, Inc. (1340 Hoyt Road, Curwensville, PA 16833). Commencement, operation and restoration of a bituminous surface mine located in Bloom, Brady and Penn Townships, **Clearfield County** affecting 76.2 acres. Receiving streams: unnamed tributaries to Bell Run classi-

fied for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: June 8, 2011.

41940101 and NPDES No. PA0219843. Fisher Mining Co. (40 Choate Circle, Montoursville, PA 17754). Permit renewal for the continued operation of an existing bituminous surface mine and coal preparation plant located in Pine and McHenry Townships, **Lycoming County** affecting 640.0 acres. Receiving streams: Buckeye Run, Otter Run to Little Pine Creek classified for high quality cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Renewal application received: May 16, 2011.

Noncoal Applications Received

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

24070301. Marquise Mining Corporation (P. O. Box 338, Blairsville, PA 15717) Renewal of an existing large industrial mineral operation in Fox Township, **Elk County** affecting 227.0 acres. Receiving streams: Unnamed tributary to Bear Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 6, 2011.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200

08110305 and NPDES No. PA0257681. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Commencement, operation and restoration of a large industrial mineral surface mine (topsoil, sandstone/shale) located in Windham and Rome Townships, **Bradford County** affecting 97.4 acres. Receiving streams: Trout Brook and Wysox Creek classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: June 1, 2011.

08110306 and NPDES No. PA0257702. Simonds Excavating, Inc. (302 Shepard Road, Sayre, PA 18840). Commencement, operation and restoration of a large industrial mineral surface mine (shale, bluestone) located in Stevens Township, **Bradford County** affecting 67.6 acres. Receiving streams: unnamed tributaries 1, 2 and 4 to Wyalusing Creek classified for warm water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: June 10, 2011.

14900301 and NPDES No. PA0206229. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Renewal of an existing large industrial mineral mine located in Spring Township, **Centre County** affecting 260.6 acres. Receiving stream: Logan Branch classified for cold water fishery. There are no potable water supply intakes within 10 miles downstream. Renewal application received: May 19, 2011.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accord-

ance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapters 77 are as follows:

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity*		greater than 6.0; less than 9.0	
pH*			

* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Pro-

gram Implementation-Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

NPDES No. PA 0215201 (Mining Permit No. 30960701), Emerald Coal Resources, LP, (158 Portal Road, PO Box 1020, Waynesburg, PA 15370). A renewal to the NPDES and mining activity permit for the Emerald Mine No. 1 - Coal Refuse Disposal Area No. 2 in Franklin Township, **Greene County**. Surface Acres Affected 173.3. Receiving stream: Unnamed Tributary to Smith Creek, classified for the following use: WWF. Application received March 27, 2009.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The proposed average daily discharge rate for Outfall 011 is 2.33 MGPD

Outfall 011 discharges to: Unnamed Tributary to Smith Creek

The proposed effluent limits for Outfall 011 Lat: 39° 52' 57" Long: 80° 11' 54" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.54	3.08	3.85
Manganese (mg/l)		1.03	2.06	2.57
Aluminum (mg/l)		0.77	1.54	1.92
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		51	102	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	
Chlorides (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

NPDES No. PA0235865 (Mining Permit No. 56091301), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A new NPDES and mining activity permit for the Stonycreek Mine in Quemahoning Township, **Somerset County** a new underground mine. Surface Acres Affected 85.0, Underground Acres Affected 1403.0. Receiving streams: Beaverdam Creek and an Unnamed Tributary to Beaverdam Creek, both classified for the following use: HQ-CWF. Kiskiminetas—Conemaugh River Watersheds TMDL. Application received March 30, 2009.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The proposed average daily discharge rate for Outfall 001 is < 0.1 MGPD

Outfall 001 discharges to: Unnamed Tributary to Beaverdam Creek

The proposed effluent limits for Outfall 001 Lat: 40° 05' 20.4" Long: 78° 58' 37.9" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		1.72	3.44	4.3
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		147	294	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	
Chlorides (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 002 is 0.1 MGD

Outfall 002 discharges to: Beaverdam Creek

The proposed effluent limits for Outfall 002 Lat: 40° 05' 16.8" Long: 78° 58' 18.9" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		Monitor and Report		
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		
Chlorides (mg/l)		Monitor and Report		

Specific Conductance (umho)

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 003 is 0.1 MGD

Outfall 003 discharges to: Beaverdam Creek

The proposed effluent limits for Outfall 003 Lat: 40° 05' 23.4" Long: 78° 58' 9.1" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		Monitor and Report		
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		
Chlorides (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 004 is 1.0 MGD

Outfall 004 discharges to: Unnamed Tributary to Beaverdam Creek

The proposed effluent limits for Outfall 004 Lat: 40° 05' 20.6" Long: 78° 58' 38.1" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.50	2.35	
Manganese (mg/l)		1.00	1.57	
Aluminum (mg/l)		0.48	0.75	
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		50	78	
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		
Chlorides (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of

this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.

E07-436: Bryan Aungst, JMS Whitetails, 140 Fiore Lane, Hollidaysburg, PA 16648, in Catharine Township, Blair County, ACOE Baltimore District

To construct and maintain one 40.0-foot long and four 20.0-foot long, 6.0-inch depressed, 48.0-inch corrugated plastic culverts in an unnamed tributary to Fox Run (HQ-CWF) for the purpose of installing roads and fencing for raising whitetail deer. The project is located west of State Route 22, approximately one half mile south of the Huntingdon County Line (Spruce Creek, PA Quadrangle; N: 6.40 inches, W: 8.34 inches; Latitude: 40°32'6.8", Longitude: -78°11'6.1") in Catharine Township, Blair County.

E07-438: Christina Morascyzk ALDI Inc. (Pennsylvania), 6000 North Noah Drive, Saxonburg, Pennsylvania 16056-9730, in Logan Township, Blair County, ACOE Baltimore District

The applicant proposes to excavate and maintain a volume of 329.0 cubic yards in the 100-year floodway of Brush Creek (WWF) for the purpose of constructing a stormwater detention basin to manage the stormwater runoff from the proposed construction of an ALDI retail store (Hollidaysburg, PA Quadrangle; N: 22.04 inches, W: 2.10 inches; Latitude: 40°29'46.9", Longitude: -78°23'24.3") in Logan Township, Blair County.

E28-369: Texas Eastern Transmission, LP, TEAM 2012, Natural Gas Pipeline Replacement, 890 Winter Street, Suite 300, Waltham, MA 02451, in Greene, Guilford, and Peters Townships, Franklin County, ACOE Baltimore District

To remove the existing 24-inch diameter gas pipeline and to install and maintain a 36.0-inch diameter gas pipeline in and across: 1) four unnamed tributaries to Conococheague Creek (CWF, MF), 2) Stump Run (CWF, MF), 3) an unnamed tributary to West Branch Conococheague Creek (TSF, MF), 4) five wetland crossings in the Conococheague Creek Watershed, being 41.0, 100.0, 31.0, 395.0, and 140.0 feet long (Start: Chambersburg, PA Quadrangle; N: 3.09 inches, W: 2.47 inches; Latitude: 39°53'31.3", Longitude: -77°38'33.3"; End: Scotland, PA Quadrangle; N: 4.94 inches, W: 1.22 inches; Latitude: 39°54'8.0", Longitude: -77°30'31.2") in Greene, Guilford, and Peters Townships, Franklin County. The purpose of the project is to provide additional natural gas supply diversity and security of supply. All impacts are temporary impacts and mitigation is not required.

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636

EA17-010. EQT Gathering, LLC, EQT Plaza, 625 Liberty Avenue-Suite 1700, Pittsburgh, PA 15222. Concrete Road Removal and Site Restoration of Jack Dents Branch-Medix Run, Goshen Township, Clearfield County, ACOE Baltimore District (The Knobs, PA Quadrangle Latitude: 41° 13' 24.34"; Longitude: 78° 22' 24.40").

The applicant proposes to remove an existing concrete road crossing Jack Dents Branch, Medix Run, (High Quality-Cold Water) to restore the natural stream channel cross-section, profile and stability. As proposed, the restoration of the stream channel section, shall include but not be limited to, construction of a temporary rock construction access along the stream left and right over-bank, complete removal of the 12-foot (wide) by 18-foot (long) concrete slab, and stabilization of stream bank along both stream banks that were affected by the concrete road section. Construction of the temporary access road shall be with clean AASHTO rock with minimal Number 1 gradation. Upon completion of the concrete slab removal, the temporary construction access road shall be completely removed with the area graded, scarified, and vegetative cover established to good condition. The concrete slab road section shall be completely removed from the stream channel, floodway and floodplain. Removal of the slab shall be completed in dry work conditions by dam and pumping, fluming or diverting stream flow around the work area. The concrete slab and its encased pipes shall be properly disposed. Since Jack Dents Branch is both a wild trout and stock trout fishery, no in-stream activity shall be conducted in or along the stream channel between October 1 to December 31 and March 1 to June 15 without prior written approval from the Pennsylvania Fish and Boat Commission. As proposed, the project poses no impact to wetlands in restoring 20-feet of the natural channel cross-section. The project is located along the northern right-of-way of Jack Dent Road, approximately 1.8-miles east of Medix Grade Road and Jack Dent Road intersection.

Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701

E5729-012: Chesapeake Appalachia, LLC, 101 N. Main Street, Athens, PA 18810, Elkland Township, Sullivan County, ACOE Baltimore District.

To construct, operate, and maintain:

(1) two 16.0 inch diameter temporary water lines across an unnamed tributary to Mill Creek (EV) impacting 2 linear feet (Overton Quadrangle 41°33'33"N 76°34'18"W),

(2) two 16.0 inch diameter temporary water lines impacting 461 square feet of a palustrine forested (PFO) wetland adjacent to Campbellville Road (Overton Quadrangle 41°33'36"N 76°34'25"W),

(3) two 16.0 inch diameter temporary water lines across an unnamed tributary to Mill Creek (EV) impacting 6 linear feet adjacent to Campbellville Road (Overton Quadrangle 41°33'38"N 76°34'31"W),

(4) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 2370 square feet of a palustrine forested (PFO) wetland (Overton Quadrangle 41°33'44"N 76°34'50"W),

(5) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 414 square feet of a palustrine emergent (PEM) wetland (Overton Quadrangle 41°33'45"N 76°34'52"W),

(6) two 16.0 inch diameter temporary water lines impacting 454 square feet of a palustrine emergent (PEM) wetland (Overton Quadrangle 41°33'45"N 76°34'58"W),

(7) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 4477 square feet of a palustrine scrub shrub (PSS) wetland adjacent to Campbellville Road (Overton Quadrangle 41°33'45"N 76°35'5"W),

(8) two 16.0 inch diameter temporary water lines across an unnamed tributary to Mill Creek (EV) impacting 8 linear feet (Overton Quadrangle 41°33'46"N 76°35'15"W),

(9) two 16.0 inch diameter temporary water lines across an unnamed tributary to Mill Creek (EV) impacting 2 linear feet (Overton Quadrangle 41°33'45"N 76°35'24"W),

(10) two 16.0 inch diameter temporary water lines across an unnamed tributary to Mill Creek (EV) impacting 12 linear feet adjacent to Campbellville Road (Overton Quadrangle 41°33'44"N 76°35'28"W),

(11) two 16.0 inch diameter temporary water lines impacting 35 square feet of a palustrine scrub shrub (PSS) wetland adjacent to Campbellville road (Overton Quadrangle 41°33'43"N 76°35'32"W),

(12) two 16.0 inch diameter temporary water lines across an unnamed tributary to Mill Creek (EV) impacting 5 linear feet (Overton Quadrangle 41°33'46"N 76°35'53"W),

(13) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 13 linear feet of Mill Creek (EV) and 5025 square feet of adjacent palustrine emergent (PEM) wetland (Overton Quadrangle 41°33'49"N 76°36'2"W),

(14) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 2 linear feet of an unnamed tributary to Mill Creek (EV) and 1745 square feet of adjacent palustrine scrub shrub (PSS) wetland (Overton Quadrangle 41°33'50"N 76°36'3"W),

(15) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across an unnamed tributary to Mill Creek (EV) impacting 7 linear feet (Overton Quadrangle 41°33'50"N 76°36'4"W),

(16) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 3376 square feet of palustrine scrub shrub (PSS) wetland (Overton Quadrangle 41°33'48"N 76°36'8"W),

(17) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 7055 square feet of a palustrine scrub shrub (PSS) wetland (Overton Quadrangle 41°33'52"N 76°36'17"W),

(18) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 1606 square feet of a palustrine emergent (PEM) wetland adjacent to Millview Mountain Road (Overton Quadrangle 41°33'48"N 76°36'28"W).

The project will result in 57 linear feet of temporary stream impacts and 27018 square feet of wetland impacts from water lines and temporary mat crossings. These crossings will accumulate a total of 0.01 acres of watercourse impacts and 0.62 acres of wetland impacts all for the purpose of installing temporary water lines with associated access roadways for Marcellus well development.

E4129-012: Seneca Resources Corporation, 51 Zents Boulevard, Brookville, PA 115825, Lewis & McIntyre Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) one 6 inch water line across Long Run (HQ-CWF, MF) and a temporary stream mat crossing impacting 41 linear feet (Trout Run Quadrangle 41°27'53" N 77°1'14" W),

(2) one 6 inch water line across an unnamed tributary to Long Run (HQ-CWF, MF) and a temporary stream mat crossing impacting 2 linear feet (Trout Run Quadrangle 41°27'54" N 77°1'12" W),

(3) one 6 inch water line across Grays Run (HQ-CWF, MF) impacting 47 linear feet (Trout Run Quadrangle 41°27'51" N 77°0'59" W),

(4) a single-lane, single-span, steel deck beam bridge having a span of 60 feet, a width of 16 feet, and an underclearance of approximately 2.5 feet over Grays Run (HQ-CWF, MF) (Trout Run Quadrangle 41°27'51" N 77°0'59" W).

The project will result in 90 linear feet of temporary stream impacts from water line crossings. These crossings will accumulate a total of 0.01 acres of watercourse impacts all for the purpose of installing a water line and associated access roads for Marcellus Shale well development.

ENVIRONMENTAL ASSESSMENT

Northcentral Region: Program Manager, Watershed Management Program, 208 West Third Street, Williamsport, PA 17701

EA17-009. Lawrence Township, P. O. Box 508, Clearfield, PA 16803. Montgomery Creek 52A Acid Mine Drainage Treatment System, Lawrence Township, **Clearfield County**, ACOE Baltimore District

The applicant proposes to treat Acid Mine Drainage (AMD) from several sources along an unnamed tributary of Montgomery Creek (Cold Water and Migratory Fishery). Montgomery Creek, in this location, is impaired due to low pH and high metals. The AMD originates from the abandoned strip mines upgradient of the area. As proposed, the treatment system will consist of a limestone cell, two bioreactors, two settling basins, and two small anoxic limestone drains. Topographical constraints will only allow treatment of approximately 75% of the average daily flow. Analytical data of the seeps show that the combined discharges contribute approximately 18.3 lbs/day of acidity, 12.7 lbs/day of iron, and 9.5 lbs/day of aluminum to Montgomery Creek. The project is anticipated to result in downstream water quality improvements by reducing acidity, iron, and aluminum loadings. The system is designed to discharge water that is net alkaline, have a pH greater than 6.5, and iron and aluminum concentrations of less than milligram per liter. A 0.1707 acre wetland will be permanently impacted during the construction of the limestone cell. The current AMD drainage channel will be altered by the treatment system and three outfalls will be placed along the UNT to Montgomery Creek. The total impact to the channels is estimated to be 720.44 feet. There will be approximately 6.24 acres of total earth disturbance, which includes the construction spoil and borrow areas. Onsite wetland mitigation is not proposed due to space and topographical constraints. Instead, a \$1,000 contribution to the Pennsylvania Wetland Replacement Fund is proposed. Mitigation for the stream channel impact is improved water quality

downstream of the treatment system. The applicant is requesting Waiver 16 under Chapter 105.12 of Dam Safety and Waterway Management. (Clearfield, PA Quadrangle Latitude: 41° 1' 29.4"; Longitude: 78° 29' 3.1").

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

D17-122EA. Pennsylvania Game Commission—NC Region, PO Box 5038, Jersey Shore, PA 17740. Girard Township, **Clearfield County**, ACOE Baltimore District.

Project proposes to breach and remove Duck Marsh Pond No. 26 dam and an unnamed dam across a tributary to Mosquito Creek (HQ-CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 2800 feet of stream channel. The dams are located approximately 1.5 miles southeast of the intersection of the Quehanna Highway (SR 2004) and Ardell Road. (The Knobs, PA Quadrangle; Latitude: 41° 14' 03", Longitude: -78° 19' 36").

ACTIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061921 (Sewage)	Cove Haven Inc. d/b/a Brookdale Resort Brookdale & Dyson Roads Scotrun, PA 18355	Monroe County Pocono Township	Brookdale Lake 1E High Quality Cold Water Fishes	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS212216 (Storm Water)	Berks Products Corporation Berks Products Ready Mix Concrete Plant 3110 Bath Pike Nazareth, PA 18064	Northampton County Upper Nazareth Township	Unnamed Tributary to East Branch Monocacy Creek (2-C) HQ-CWF	Y

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0087173 (Sew)	High Point Baptist Chapel PO Box 188 Geigertown, PA 19523-0188	Berks County/ Robeson Township	Hay Creek / 3-C	Y
PA0248631 (CAFO)	H.E. Heindel & Sons, Inc. (Star Rock Farms, LLC) 13845 Ted Wallace Road Brogue, PA 17309	York County/ Chanceford Township	West Branch Tom's Run/ 7-I	Y

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0041645 (Sewage)	PA DOT Bureau of Design PA DOT Rest Area L P. O. Box 3060 Harrisburg, PA 17105-3060	Erie County Springfield Township	Unnamed tributary to Turkey Creek 15	Y

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401

NPDES Permit No. PA0055751, Industrial Waste, **Delbar Products Inc.**, Liquidating Trust, P. O. Box 212, Coopersburg, PA 18036.

This proposed facility is located in Perkasio Borough, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated groundwater from sump pump through active carbon filtration to Unnamed Tributary to East Branch Perkiomen Creek in Watershed 3-E.

NPDES Permit No. PA0026603, Sewage, Borough of Ambler, 122 East Butler Avenue, Ambler, PA 19002-4476, Ambler, PA 19002-4476.

This proposed facility is located in Upper Dublin Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge 6.5 mgd of treated effluent from Outfall 001 to Wissahickon Creek in Watershed 3-F.

NPDES Permit No. PA0033880, Sewage, Boyertown Area School District, 1131 Montgomery Avenue, Boyertown, PA 19512-1299.

This proposed facility is located in New Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge 10,000 gdp of treated sewage from a facility known as New Hanover Upper Frederick Elementary School STP to an Unnamed Tributary to Swamp Creek in Watershed 3E.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

NPDES Permit No. PAS802226, Storm Water, SIC Code 3724, Unison Engine Components, Inc., 701 Crestwood Drive, Mountaintop, PA 18707-0068.

This proposed facility is located in Wright Township, **Luzerne County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for the discharge of Storm Water.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0031364 (Sewage)	Wallenpaupack Area High School 2552 US Route 6 Hawley, PA 18428-9045	Pike County Palmyra Township	Lake Wallenpaupack (1-C)	N

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

NPDES Permit No. PA0029491, Sewage, PA American Water Company, 800 Hershey Park Drive, Hershey, PA 17033.

This existing facility is located in Monroe Township, **Clarion County**.

Description of Proposed Action/Activity: Issuance of a renewal NPDES permit for an existing discharge of treated sewage. This is a Major discharge.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA

WQM Permit No. 4611202, Industrial Waste, Brown Printing Company, 668 Gravel Pike, East Greenville, PA 18041.

This proposed facility is located in Upper Hanover Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a 17,000 gpd industrial wastewater treatment plant.

WQM Permit No. 1595411, Sewage, University of Pennsylvania, 382 West Street Road, Kennett Square, PA 19348.

This proposed facility is located in East Marlborough Township, **Chester County**.

Description of Action/Activity: Renewal to continue operation of a sewage treatment plant with a spray irrigation system.

WQM Permit No. 1592401, Sewage, South Coventry Township, 1002 Ridge Road, Pottstown, PA 19465.

This proposed facility is located in South Coventry Township, **Chester County**.

Description of Action/Activity: Renewal to continue operation of a sewage treatment plant with a spray irrigation system.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 0110402, Sewage, Cumberland Township Authority, 1370 Fairfield Road, Gettysburg, PA 17325.

This proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction of sewage facilities consisting of: a suction lift station with two 50 hp suction lift pumps and 10' diameter wet well housed within a concrete building.

WQM Permit No. 0111401, Sewage, Cumberland Township Authority, 1370 Fairfield Road, Gettysburg, PA 17325.

This proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of: a suction lift pump station with two 30 hp suction lift pumps and 10' diameter wet well housed within a concrete building.

NPDES Permit No. WQG02061101, Sewage, Exeter Township, Berks County Authority, 4975 DeMoss Road, Reading, PA 19606-9060.

This proposed facility is located in Exeter Township and St. Lawrence Borough, **Berks County**.

Description of Proposed Action/Activity: Replacement/Upgrades/Operation to a section of the Antietam Creek Trunk Sewer to address/correct capacity issues.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

WQM Permit No. 2572201, Industrial Waste, **Amendment No. 1**, Borough of North East, 31 West Main Street, North East, PA 16428.

This existing facility is located in North East Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of a WQM Permit Amendment for previously constructed wastewater handling facilities at the Authority's water treatment plant. This involves upgrades to wastewater settling lagoons.

WQM Permit No. 4208402, Sewage, Amendment No. 3, Norwich Township, 3853 West Valley Road, Smethport, PA 16749.

This existing facility is located in Norwich Township, **McKean County**.

Description of Proposed Action/Activity: Issuance of WQM Permit Amendment No. 3, to extend the collection piping on Robbins Brook Road and Kandare Camp Road by adding approximately 7,300 linear feet of low pressure sewer to convey sewage to the previously permitted wastewater collection and treatment system. This addition of pressure sewer will serve 23 additional customers.

WQM Permit No. WQG018805, Sewage, Stephen Sutton, 3241 Rice Road, Edinboro, PA 16412.

This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of a new permit for a Single Residence Sewage Treatment Plant.

WQM Permit No. WQG018807, Sewage, Philip C. Wade Estate, Philip C. Wade Estate c/o Barbara Wilshire, Executrix, 186 Whites Corners Road, Columbus, PA 16405.

This proposed facility is located in Columbus Township, **Warren County**.

Description of Proposed Action/Activity: Issuance of a new permit for a Single Residence Sewage Treatment Plant.

IV. NPDES Stormwater Discharges from MS4 Permit Actions**V. NPDES Waiver Stormwater Discharges from MS4 Actions****VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01151025	Carolyn W. Turner 9 Horseshoe Lane Berwyn, PA 19312	Chester	Willistown Township	Crum Creek (HQ-CWF-MF)

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024810002	Pennsylvania Department of Transportation Engineering District 5-0 1002 Hamilton St. Allentown, PA 18101	Northampton	City of Bethlehem and Hellertown Borough	Saucon Creek, HQ-CWF, MF and Saucon Creek, CWF, MF

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone 717-705-4707.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030610014	Nancy Krauss Brandywine Heights Area School District 445 West Barkley Street Topton, PA 19562	Berks	Topton Borough	Todd Creek (HQ-CWF) (Little Lehigh Creek Watershed)
PAI033611003	David H. Martin 420 Nottingham Road Nottingham, PA 19362	Lancaster	Little Britain Twp	UNT to Little Conowingo Creek (HQ-CWF)

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Indiana County Conservation District, 625 Kolter Drive, Suite 8, Indiana, PA 15701-3571

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053210001	Luzerne Landings, LP 1209 Laurel Oak Lane York, PA 17503	Indiana	White Township	UNT to Two Lick Creek (CWF)

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI 0642 08002(3)	Mr. Paul R. Lathrop, Chairman Norwich Township 3853 West Valley Road Smethport PA 16749	McKean	Norwich Township	Robbins Brook HQ; CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision in 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems

PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

General Permit Type—PAG-02

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
East Rockhill Township Bucks County	PAG0200 0910073	General Hancock Partnership 2312 North Broad Street Colmar, PA 18915	Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bridgeton Township Bucks County	PAG0200 0911028	Dwayne Gross 40 McCann Drive Ottsville, PA 18942	Delaware River (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plumstead Township Bucks County	PAG0200 0911027	Lou Cicalese 629 Headquarters Road Ottsville, PA 18942	Tohickon Creek— Delaware River (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Southampton Township Bucks County	PAG0200 0910066	County Builders, Inc. 76 Griffith Miles Circle PO Box 2579 Warminster, PA 18974	Poquessing Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
London Grove Township Chester County	PAG0200 1505086-R	SPE-Lisacul Construction Co 2109 Bellemead Avenue Havertown, PA 19083	Unnamed Tributary East Branch White Clay Creek (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Penn Township Chester County	PAG0200 1511002	Cabet Kjillerup Realty Trust 8 Federal Street West Grove, PA 19390	West Branch White Clay Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Radnor Township Delaware County	PAG0200 2310003-1	Agnes Irwin School Ithan Avenue & Conestoga Dr Rosemont, PA 19006	Ithan Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
New Hanover Township Montgomery County	PAG0200 4604193-R	Paul Moyer & Sons 2412 Swamp Pike Gilbertsville, PA 19525	Swamp Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Cheltenham Township Montgomery County	PAG0200 4604026-R	Matrix CBH, LP Forsgate Drive CN 4000 Cranbury, NJ 08512	Tributary Tacony Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Springfield and Whitpain Townships Montgomery County	PAG0200 4606100-R	Executors of Estate of Fred C. Tecce 200 Four Falls Corporate Center West Conshohocken, PA 19428	Unnamed Tributary Wissahickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
North Whitehall Township, Lehigh County	PAG02003910013	Matt Sorrentino Scenic Vistas, LLC 6265 Whitehall Dr. Coopersburg, PA 18036	Unnamed Tributary of the Lehigh River, CWF, MF	Lehigh County Cons. Dist. 610-391-9583
Silver Lake Township, Susquehanna County	PAG02005811001	Longford Lake Association 625 N. Longford Lake Rd. Brackney, PA 18812	Choconut Creek, WWF, MF Susquehanna River, WWF, MF	Susquehanna Co. Cons. Dist. 570-278-4600
Wayne Township, Schuylkill County	PAG02005411004	Daniel Perlman Lou Ann Perlman 1076 Indian Cove Auburn, PA 17922	Red Creek, CWF, MF	Schuylkill County Cons. Dist. 570-622-3742
Mt. Pleasant Township Adams County	PAG02000110003(1)	John Repasky 240 Bender Road Hanover, PA 17331	South Branch Conewago Creek/WWF	Adams Co Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 (717) 334-0636
Berwick Township Adams County	PAG02PAR100156R(1)	Allen Smith Conewago Contractors, Inc. 610 Edgegrove Road PO Box 688 Hanover PA 17331	UNT to Pine Run/07F Conewago Creek/WWF	Adams Co Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 (717) 334-0636
Amity Township Berks County	PAG2000608077	Pasquale Mascaro MB Investments 2650 Audobon Rd Audobon, PA 19403	Schuylkill River (WWF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Caernarvon Township Berks County	PAG02000611014	Fisher, Neal E. The Hankin Group 707 Engleview Blvd. Exton, PA 19341	Tributary to the Conestoga River (WWF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Exeter Township Berks County	PAG02000609054	Martin, Beverly Exeter Twp School Dist 3650 Perkiomen Avenue Reading, PA 19606	UNT to Antietam Creek, Owatin Creek (CWF, WWF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Ontelaunee Township Berks County	PAG02000610054	Lebensperger, Domer Peach Tree Branch, LLC 65 South Fourth Street Hamburg, PA 19526	Schuylkill River (WWF,MF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Ontelaunee Township Berks County	PAG02000611002	Smith, John Forino, Co., LP 555 Mountain Home Rd Sinking Spring, PA 19608	Schuylkill River (CWF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Tulpehocken Township Berks County	PAG02000611018	Martin, David G. 18 Kurr Road Richland, PA 17087	Trib 09945 L.S./Trib 01943 M.C. (CWF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
West Pennsboro Township Cumberland County	PAG02002111006	Plainfield Service Plaza HMS Host Corporation Ray Nielsen 6905 Rockledge Drive Bethesda, MD 20817	Conodoguinet Creek and Mount Rock Spring Creek/WWF	Cumberland Co Conservation Dist 310 Allen Road Carlisle PA 17013 717-240-7812
Silver Spring Township Cumberland County	PAG02002111025	Self Storage Facility Kollas & Kennedy William Kollas 1104 Fernwood Avenue, Suite 104 Camp Hill, PA 17011	Potteiger Run to Hogestown Road/CWF	Cumberland Co Conservation Dist 310 Allen Road Carlisle PA 17013 717-240-7812
Upper Allen Township Cumberland County	PAG-02-0021-10-024	Shepherdstown Associates, LLC Dave Nesbit 555 Gettysburg Pike, Suite C-100 Mechanicsburg PA 17055	UNT to Yellow Breeches Creek-CWF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle PA 17013 717-240-7812
Wells Township Bradford County & Lawrence Township Tioga County	PAG2000811006	Charlton F. Dygert TMT Gravel & Contracting 8792 State Route 549 Millerton, PA 16936	Seeley Creek CWF	Bradford County Conservation District Stoll Natural Resource Center RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, X 6

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Lock Haven Castanea Township Clinton County	PAG2001810002	City of Lock Haven 20 E Church St Lock Haven, PA 17745	Bald Eagle Creek WWF	Clinton County Conservation District 45 Cooperation Lane Mill Hall, PA 17751 (570) 726-3798
Mahoning Township Montour County	PAG2004711003	Geisinger Health System 100 N Academy Ave Danville, PA 17822	Sechler Run CWF, MF	Montour County Conservation District 112 Woodbine Lane, Suite 2 Danville, PA 17821 (570) 271-1140
Richmond Township Tioga County	PAG2005911007	Gary Butters 54 Railroad Ave Mansfield, PA 16933	Tioga River CWF, MF	Tioga County Conservation District 50 Plaza Lane Wellsboro, PA 16901 (570) 724-1801, X 3
West Buffalo Township Union County	PAG2006011507	John Martin 457 Martin Dr Mifflinburg, PA 17844	Buffalo Creek CWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg PA 17837 (570) 524-3860
Buffalo Township Union County	PAG2006011508	Curvin Oberholtzer 2064 Strickler Rd Mifflinburg, PA 17844	Beaver Run CWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg PA 17837 (570) 524-3860
Indiana County Indiana Borough	PAG0200311004	Giant Eagle, Inc. 261 Kappa Drive Pittsburgh, PA 15238	Marsh Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701-3571
Somerset County Black & Brothersvalley Township	PAG02005610010	AES Wilson Creek Wind, LLC 86 Baltimore Street, #300 Cumberland, MD 21502	Buffalo Creek (CWF), Laurel Run (WWF), Piney Run (CWF), Tubs Run (CWF), UNT to Casselman River (CWF), UNT to Coxes Creek (WWF), Weimer Run (CWF), Wilson Creek (WWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15501
Washington County South Strabane Township	PAG02006306027-R	WCW, Inc. 300 Weyman Plaza, Suite 210 Pittsburgh, PA 15236	UNT to Chariters Creek (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Washington County East Finley Township	PAG02006311009	Consol PA Coal Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317	Templeton Fork & UNTs (TSF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301
Washington County Peters Township	PAG02006311014	Hardy Credit Financing, LP 1019 Route 519 Eighty Four, PA 15330	UNT to Peters Creek (TSF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301
Washington County Peters Township	PAG02006311015	Peters Township Sanitary Authority 111 Bell Drive McMurray, PA 15317	Brush Run (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301
Washington County McDonald Borough	PAG02006311004	McDonald Sewage Authority 151 School Street McDonald PA 15057	Robb Run (WWF) and Robinson Run (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301
Connoquenessing Borough & Forward Township Butler County	PAG02 0010 11 008	Dominic Gigliotti Manor Development Group II 11279 Perry Highway Wexford PA 15090	UNT Connoquenessing Creek WWF	Butler Conservation District 724-284-5270
City of Meadville Crawford County	PAG02 0020 11 002	Wesbury United Methodist Retirement Community 31 North Park Avenue Meadville PA 16335	UNT Bennyhoof Creek WWF	Crawford Conservation District 814-763-5269
Harborcreek Township Erie County	PAG02 0025 11 017	Benderson Development Co., LLC 570 Delaware Avenue Buffalo NY 14202	Four Mile Creek WWF; MF	Erie Conservation District 814- 825-6403
City of Hermitage Mercer County	PAG02 0043 06 005(1)R	Larry Reichard Penn-NW Development Corp Suite 100 Mercer PA 16137	Shenango River WWF	Mercer Conservation District 724-662-2242

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
City of Philadelphia Philadelphia County	PAR600024	S.D. Richman Sons Inc. 2435 Wheatsheaf Lane Philadelphia, PA 19137	Frankford Creek—3J	Southeast Region Water Management 484.250.5970
Lancaster County / Manheim Township	PAR803670 (transfer)	Lancaster Terminals Corporation PO Box 2621 Harrisburg, PA 17105	UNT Little Conewago Creek / WWF / 7J	DEP—SCRO—Water Quality 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Dauphin County / Swatara Township	PAR803671 (transfer)	Harrisburg Terminals Corporation PO Box 2621 Harrisburg, PA 17105	UNT Spring Creek / CWF / 7C	DEP—SCRO—Water Quality 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-4**Facility Location:**Municipality & County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG043604 (transfer)	Charles & Shannon Layton 52 Hunter Forge Road Barto, PA 19504	West Branch Perkiomen Creek / CWF / 3C	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
PAG043562	Kelly J. Walsh 1545 Bucks Valley Road Newport, PA 17074	Bucks Run / WWF / 6C	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
PAG041038	Stephen Sutton 3241 Rice Road Edinboro, PA 16412	Unnamed tributary of Little Conneauttee Creek 16-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAG041040	Philip C. Wade Estate c/o Barbara Wilshire, Executrix 186 White Corners Road Columbus, PA 16405	Unnamed tributary to Brokenstraw Creek 16-B	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAG041041	Randall N. Holmes 204 Anderson Road Butler, PA 16002	Unnamed tributary of Glade Run 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free

pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER**Actions taken under the Pennsylvania Safe Drinking Water Act**

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Permit No. 2809515, Public Water Supply.

Applicant	Grove US LLC
Municipality	Antrim Township
County	Franklin
Responsible Official	Kevin Flohr, Facility Administrator PO Box 21 Shady Grove, PA 17256
Type of Facility	Nitrate treatment and softening.
Consulting Engineer	George W Ruby, P.E. Ruby Engineering 3605 Island Club Drive North Port, FL 34288-6611
Permit to Construct Issued:	6/13/2011

Operations Permit issued to: **Mount Union Municipal Authority**, 4310016, Wayne Township, **Mifflin County** on 6/7/2011 for the operation of facilities approved under Construction Permit No. 3106501.

Operations Permit issued to: **Antrim Township Municipal Authority**, 7280063, Antrim Township, **Franklin County** on 6/8/2011 for the operation of facilities approved under Construction Permit No. 2806508.

Operations Permit issued to: **The Borough of Hanover**, 7670076, Hanover Borough, **York County** on 6/10/2011 for the operation of facilities approved under Construction Permit No. 6709510 MA.

Operations Permit issued to: **Pennsylvania American Water**, 7220017, South Hanover Township, **Dauphin County** on 5/27/2011 for the operation of facilities approved under Construction Permit No. 2211502 MA.

Operations Permit issued to: **Inn 74**, 7500306, Spring Township, **Perry County** on 6/7/2011 for the operation of facilities approved under Construction Permit No. 5011501 MA.

Operations Permit issued to: **Windy Brae MHP**, 7670107, North Hopewell Township, **York County** on 6/8/2011 for the operation of facilities submitted under Application No. 6711504 MA.

Operations Permit issued to: **Municipal Authority of the Township of East Hempfield**, 7360063, East Hempfield Township, **Lancaster County** on 6/13/2011 for the operation of facilities approved under Construction Permit No. 3610523 MA.

Operations Permit issued to: **Pequea Christian School**, 7361107, Sadsbury Township, **Lancaster County** on 6/8/2011 for the operation of facilities approved under Construction Permit No. 3610530.

Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Williamsport, PA 17701

Permit No. Minor Amendment—Construction and Operation Public Water Supply.

Applicant	Montoursville Borough Water System
[Township or Borough]	Montoursville Borough
County	Lycoming
Responsible Official	Mr. Ronald E. Smith Montoursville Borough Water System 617 North Loyalsock Avenue Montoursville, PA 17754
Type of Facility	Public Water Supply
Consulting Engineer	David Walters, P.E. Larson Design Group 1000 Commerce Park Drive Williamsport, PA 17701
Application Received	June 9, 2011
Description of Action	Installation of 260 LF of 24-inch diameter piping to provide 4-log treatment of viruses at Entry Point 103 (Well No. 3) and an upgrade of the disinfection facilities for Well Nos. 2 and 3.

Permit No. Minor Amendment (1498504)—Construction, Public Water Supply.

Applicant	Martha's Furnace MHP, LLC
[Township or Borough]	Huston Township
County	Centre

Responsible Official	Mr. David Burns Martha's Furnace MHP, LLC P. O. Box 6 Boalsburg, PA 16827
Type of Facility	Public Water Supply
Consulting Engineer	Robert Decker, P.E. Nittany Engineering & Associates 2836 Earlstown Road Centre Hall, PA 16828
Application Received	June 9, 2011
Description of Action	Installation of new greensand filter units.

Permit No. 1498504-T2—Transfer, Public Water Supply.

Applicant	Martha's Furnace MHP, LLC
[Township or Borough]	Huston Township
County	Centre
Responsible Official	Mr. David Burns Martha's Furnace MHP, LLC P. O. Box 6 Boalsburg, PA 16827
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Application Received	June 9, 2011
Description of Action	Transfer of permit for operation of the existing water system.

Permit No. 1489508-T2—Transfer, Public Water Supply.

Applicant	Martha's Furnace MHP, LLC
[Township or Borough]	Huston Township
County	Centre
Responsible Official	Mr. David Burns Martha's Furnace MHP, LLC P. O. Box 6 Boalsburg, PA 16827
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Application Received	June 9, 2011
Description of Action	Transfer of permit for operation of the existing water system.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745

Operations Permit issued to: **Mount Morris Water & Sewer Authority**, PO Box 340, Mt. Morris, PA 15349, (PWSID #5300015) Perry Township, **Greene County** on June 6, 2011 for the operation of facilities approved under Construction Permit # 3008502MA.

Permit No. 0410507MA, Minor Amendment. Public Water Supply.

Applicant	Borough of Ambridge Water Authority PO Box 257 600 Eleventh Street Ambridge, PA 15003-2377
[Borough or Township]	Independence Township

County **Beaver**
 Type of Facility Water treatment plant
 Consulting Engineer NIRA Consulting Engineers, Inc.
 950 Fifth Avenue
 Coraopolis, PA 15108
 Permit to Construct June 6, 2011
 Issued

Permit No. 2610510MA, Minor Amendment. Public Water Supply.

Applicant **North Fayette County Municipal Authority**
 1634 University Drive
 P. O. Box 368
 Dunbar, PA 15431

[Borough or Township] Dunbar Township

County **Fayette**
 Type of Facility Works Hill water storage tank
 Consulting Engineer Fayette Engineering Company Inc.
 2200 University Drive
 PO Box 1030
 Uniontown, PA 15401-1030

Permit to Construct June 7, 2011
 Issued

Permit No. 2610511MA, Minor Amendment. Public Water Supply.

Applicant **North Fayette County Municipal Authority**
 1634 University Drive
 P. O. Box 368
 Dunbar, PA 15431

[Borough or Township] Union Township

County **Fayette**
 Type of Facility Walnut Hill Road water storage tank
 Consulting Engineer Fayette Engineering Company Inc.
 2200 University Drive
 P. O. Box 1030
 Uniontown, PA 15401-1030

Permit to Construct June 7, 2011
 Issued

Permit No. 1110506GWR, Minor Amendment. Public Water Supply.

Applicant **Carrolltown Borough Municipal Authority**
 P. O. Box 307
 140 East Carroll Street
 Carrolltown, PA 15722

[Borough or Township] Carrolltown Borough

County **Cambria**
 Type of Facility Groundwater approval
 Consulting Engineer Keller Engineers, Inc.
 420 Allegheny Street
 P. O. Box 61
 Hollidaysburg, PA 16648

Permit to Operate June 6, 2011
 Issued

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit No. 2597503-MA1, Public Water Supply

Applicant **Imperial Point Water Service Company**

Township or Borough Girard Township

County **Erie County**

Type of Facility Public Water Supply

Consulting Engineer Steven R. Halmi, PE

Permit to Construct 06/14/2011
 Issued

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P. L. 1535, as amended, 35 P. S. § 750.5

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Lower Heidelberg Township	720 Brownsville Road, Sinking Spring, PA 19608	Berks County

Plan Description: The approved plan provides for proposed 182 apartments and 23 single family homes to generate a total of 49,533 gallons of sewage per day to be served by a proposed pump station and force main tributary to the City of Reading sewage treatment plant. The development is located on Paper Mill Road, Lower Heidelberg Township, Berks County. The plan revision DEP number is A3-06940-083-3. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard se-

lected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701

Your Building Centers, Former Champion Parts, Inc., Beech Creek Township, **Clinton County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Champion Parts, Inc., 2500 West Avenue B, Hope, AZ 71801, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with Trichloroethene, 1,1-dichloroethene, cis-1,2-dichloroethene, tetrachloroethene and vinyl chloride. The report is intended to document remediation of the site to meet the Site Specific Standard.

Green Lawn Memorial Park, Clinton Township, **Lycium County**. URS Corporation, 4507 North Front Street, Suite 200, Harrisburg, PA 17110, on behalf of StoneMor Partners, LP, 927 Nathaniel Trail, Warwick, PA 18974 has submitted a Final Report within 90 days of the release concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

LTV Southside Parcel B1b, City of Pittsburgh, **Allegheny County**. Mr. Martin C. Knuth, Civil and Environmental Consultants, Inc. on behalf of the Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA has submitted a Final Report concerning remediation of site soils on Parcel B1b of the Southside Works mixed use development that is contaminated with metals, volatiles and semi-volatiles. The Report Final was noticed in the *Pittsburgh Post-Gazette* on June 3, 2011.

LTV Southside Parcel C3a, City of Pittsburgh, **Allegheny County**. Mr. Martin C. Knuth, Civil and Environmental Consultants, Inc. on behalf of the Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA and Southside Works HB Associates, LP, 2705 South Water Street, has submitted a Final Report

concerning remediation of site soils on Parcel C3a of the Southside Works mixed use development that is contaminated with metals, volatiles and semi-volatiles. The Report Final was noticed in the *Pittsburgh Post-Gazette* on June 3, 2011.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Eric Supey, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

UGI/PNG Former Scranton Green Ridge Gas Holder Site, Albright Avenue and Marion Street, Scranton City, **Lackawanna County**. John Roberts, Stantec Consulting Services, Inc., 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462 submitted a Final Report (on behalf of his client, UGI Penn Natural Gas, Inc., P. O. Box 12677, Reading, PA 19612-2677), concerning the remediation of soil and groundwater found to have been impacted by arsenic and benzo(a)pyrene and the remediation of soil found to have been impacted by lead. The impact is due to the historical operations at a former storage facility of manufactured coal gas. The report documented attainment of the Statewide Health Standard for soil and groundwater and attainment of the Site-Specific Standard for soil. The Final Report was approved on June 8, 2011.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701

A&A Construction Co., Inc., Coudersport Pike Release, Woodward Township, **Clinton County**. Groundwater Environmental Services, Inc., 1350 Washington Blvd., Williamsport, PA 17701, on behalf of A&A Construction Co., Inc., 1262 Ridge Road, Clarence, PA 16829 has submitted a Final Report within 90 days of release concerning remediation of site soil contaminated with filtered flowback water and diesel fuel located at 209 German Road and adjacent to properties at 10 Berry Lane and 17 Sawmill Lane. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 1, 2011.

CCS Transport I-80 East Bound MM 141 Accident, Rush Township, **Centre County**. Pennsylvania Tectonics, Inc., 826 Main St., Peckville, PA 18452 on behalf of CCS Transport, 9415 Bairo Ave., Los Angeles, CA 90002 has submitted a Final Report within 90 days of release concerning the remediation of site soil contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 14, 2011.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Hazardous Waste Transporter License Issued

Central Office: Bureau of Waste Management, Division of Hazardous Waste Management, PO Box 8471, Harrisburg, PA 17105-8471

Neier, Inc., P. O. Box 151, Coatsville, IN 46121. License No. PA-AH 0777. Effective April 26, 2011.

Nexeo Solutions, L.L.C., 415 South 1st Street, Suite 200, Lufkin, TX 75901. Effective May 16, 2011.

Hazardous Waste Transporter License Renewed

Horwith Trucks, Inc., P. O. Box 7, 1449 Nor-Bath Blvd., Northampton, PA 18067. License No. PA-AH 0176. Effective April 21, 2011.

New York Environmental Technologies, P. O. Box 24398, Rochester, NY 14624. License No. PA-AH 0762. Effective April 26, 2011.

142698 Canada, Inc., 1818 Burlington Street East, Hamilton, ON L8H 3L4. License No. PA-AH 0761. Effective April 25, 2011.

Brenntag Northeast, Inc., 81 West Huller Lane, Reading, PA 19605. License No. PA-AH 0082. Effective April, 27, 2011.

Weavertown Transport Leasing, Inc., 2 Dorrington Road, Carnegie, PA 15106. License No. PA-AH 0263. Effective April 28, 2011.

Dupre logistics, L.L.C., 201 Energy Parkway, Suite 500, Lafayette, LA 70508. License No. PA-AH 0764. Effective May 6, 2011.

Interstate Ventures, Inc., 111 Union Valley Road, Suite B, Oak Ridge, TN 37830. License No. PA-AH 0732. Effective May 18, 2011.

Bio-Team Mobile, L.L.C., 6 East Kendig Road, Willow Street, PA 17584. License No. PA-AH 0733. Effective May 19, 2011.

K&D Industrial Services, Inc., 6470 Beverly Plaza, Romulus, MI 48174. License No. PA-AH 0320. Effective May 24, 2011.

Reserve Environmental Services, Inc., P. O. Box 1038, Ashtabula, OH 44005-1038. License No. PA-AH 0678. Effective May 31, 2011.

Chemtron Corporation, 35850 Schneider Center, Avon, OH 44011. License No. PA-AH 0199. Effective June 1, 2011.

Environmental Waste Minimization, Inc., 14 Brick Kiln Center, Northampton, PA 18067. License No. PA-AH 0682. Effective June 8, 2011.

Barr Transportation Corporation, 920 Spencer Street, Syracuse, NY 13204. License No. PA-AH 0571. Effective June 10, 2011.

Waste Recycling Solutions, Inc., 17 Old Dock Road, Yaphank, NY 11980. License No. PA-AH 0765. Effective June 10, 2011.

Hazardous Waste Transporter License Expired

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 8471, Harrisburg, PA 17105-8471

Reserve Environmental Services, Inc., P. O. Box 1038, Ashtabula, OH 44005-1038. License No. PA-AH 0678. Effective May 3, 2011.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management and Act 93 of June 28, 1988 (P. L. 525, No. 93) and regulations to transport infectious and chemotherapeutic waste.

Infectious and Chemotherapeutic Waste Transporter License Renewed

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 8471, Harrisburg, PA 17105-8471

Agape Pet Services, L.L.C., 19712 Sheperdstown Pike, Boonsboro, MD 21713. License No. PA-HC 0240. Effective April 21, 2011.

Hamilton Pet Meadow, Inc., 1500 Klockner Road, Hamilton, NJ 08619-3104. License No. PA-HC 0227. Effective May 12, 2011.

Curtis Bay Energy, Inc., 3200 Hawkins Point Road, Baltimore, MD 21226. License No. PA-HC0236. Effective June 3, 2011.

Asepsis, Inc., 424 West Lincoln Highway, Suite 204, Pennel, PA 19047. License No. PA-HC 0014. Effective June 9, 2011.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

Permit(s) Withdrawn Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Residual Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit No. WMGR090R018I. PennDOT, District 11.0, 45 Thoms Run Rd., Bridgeville, PA 15017.

The permittee has requested that their general permit for the processing and beneficial use of reclaimed asphalt pavement (RAP) materials as a roadway construction material be withdrawn. The withdrawal of the application was effective June 2, 2011.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Residual Waste Landfill Closure Plan Approved Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Residual Waste Regulations.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Stella Jones Corporation, Douglas A. Ryan, Tangent Rail Products, Inc., Route 235, P.O. Box 251, McAllisterville, PA 17049-0251. Fayette Township, **Juniata County**. Unpermitted residual wood waste landfill closure plan was approved by the Department's Southcentral Regional Office on May 3, 2011.

Persons interested in reviewing the closure plan may contact John Oren, P.E., Facilities Manager, Southcentral Regional Office, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

GP1-15-0102: Sanofi-Aventis U.S., Inc. (9 Great Valley Parkway, Malvern, PA 19355) on June 7, 2011, to construct and operate (2) combustion units in East Whiteland Township, **Chester County**.

GP10-46-0040: Alcom Printing Group, Inc. (140 Christopher Lane, Harleysville, PA 19438) on June 10, 2011, was authorized to construct and operate a nonheatset web offset lithographic printing press in Lower Salford Township, **Montgomery County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

GP1-07-03001: Altoona Area School District (2407 Sixth Avenue, Altoona, PA 16602) on June 9, 2011, for three (3) boilers under GP1 at their Altoona High School in the City of Altoona, **Blair County**. The general permit authorization was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

GP3-14-319: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on June 3, 2011, to construct and operate a portable non-metallic mineral crushing unit with associated water spray dust suppression system pursuant to the General Plan Approval And/Or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at their Recycling facility in Patton Township, **Centre County**.

GP9-14-319: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on June 3, 2011, to construct and operate one Caterpillar model 3052 diesel-fired engine with a rating of 100 brake horsepower (bhp) pursuant to the General Plan Approval And/Or General Operating Permit for Diesel or #2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9) at their Recycling facility in Patton Township, **Centre County**.

GP5-17-486C: EOG Resources, Inc. (400 Southpointe Blvd, Canonsburg, PA 15317) on June 8, 2011, to construct and operate two (2) 1380 bhp Caterpillar model G3516B ultra-lean-burn compressor engines (engines #5 and #6) each equipped with Emit Technologies model ELH-4200Z-1616F-30CE0-36 oxidation catalysts, one 10 MMscf/day dehy unit with 0.375 MMBtu/hr reboilers, and two 15 MMscf/day dehy units with 0.375 MMBtu/hr reboilers; and to continue to operate four 1340 bhp Caterpillar model G3516LE lean-burn compressor engines where engines No. 1, No. 2, and No. 4 are equipped with Emit Technologies model ELH-4200Z-1616F-30CE0-36 oxidation catalysts and engine #3 is equipped with a Miratech model IQ-26-12-EH1 oxidation catalyst, one 10 MMscf/day dehy unit with 0.375 MMBtu/hr reboiler, and two 15 MMscf/day dehy units with 0.375 MMBtu/hr reboilers under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their PHC Compressor Station in Lawrence Township, **Clearfield County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

GP9-63-00960A: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) on June 13, 2010, to allow the installation and operation of one new emergency generator driven by a diesel-fired engine rated at 197 bhp at the Baker Compressor Station, located in Amwell Township, **Washington County**. A total of two emergency diesel-fired engines are authorized for operation at this site.

GP5-63-00960A: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) on June 13, 2011, to allow the installation and operation of two new natural gas-fired compressor engines rated at 1,380 bhp each and controlled by oxidation catalysts under GP-5 for natural gas production at the Baker Compressor Station, located in Amwell Township, **Washington County**. A total of five compressor engines are authorized for operation at this site.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

GP1-10-325A: Butler Veterans Administration Medical Center (325 New Castle Road, Butler, PA 16001) on June 7, 2011, to install a 12.4 MMBtu/hour natural gas or #2 oil fired boiler (BAQ-GPA/GP-1) in Butler Township, **Butler County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

15-0002G: WorldColor USA, LLC—formerly Quebecor World Atglen, Inc. (4581 Lower Valley Road, Atglen, PA 19310) on June 7, 2011, for installation of a new unenclosed 10-unit rotogravure publication printing press and an associated solvent recovery system and the removal of an older solvent recovery system and two (2) unenclosed rotogravure publication printing presses at their facility in West Sadsbury Township, **Chester County**. As a result of potential emissions of VOC, the facility is a Title V facility. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

23-0115: Eastern Metal Recycling-f.k.a Camden Iron & Metal (1500 East 2nd Street, Eddystone, PA 19022) on June 7, 2011, for installation of a metal recycling operation used to shred automobiles and other metals into small recyclable pieces in Eddystone Borough, **Delaware County**. The plan approval is for a non-Title V facility and will consist of an electric motor driven shredding chamber (where the scrap will be ripped and torn by a series of rotating hammers), followed by a series of high-sided conveyor belts for the separation of the various metal and non-metal pieces, and an air classifier to collect and control the emissions of Particulate Matter (PM). Potential emissions of PM are projected to be 9.24 tons/yr from the shredding operation, stockpiles and transfer points. PM emissions will be controlled using

water spray (fogging system) at the hammermill and transfer points and an air classifier with an air interlock at the end of the separation stage for any small lightweight materials. Traffic will be limited to paved areas, which shall be wetted and/or swept to assist in fugitive dust control. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-0162B: Hammond Lead Products, Inc. (10 Grosstown Road, Pottstown, PA 19464) on June 10, 2011, for installation of three (3) new Barton Processes and related equipment, including particulate emission control equipment, at their existing facility in West Pottsgrove Township, **Montgomery County**. The facility is a lead oxide manufacturing plant. Facility-wide potential to emit for all criteria pollutants is below major facility thresholds for the Philadelphia Consolidated Metropolitan Statistical Area. The plant is therefore a Natural Minor Facility. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

67-05069H: Pennsy Supply, Inc. (550 South Biesecker Road, Thomasville, PA 17364) on June 9, 2011, to relocate and modify the Source 500 Chip Plant at their Thomasville Quarry in Jackson Township, **York County**.

01-05016N: ISP Minerals, Inc. (PO Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) on June 7, 2011, for the installation and temporary operation of a new secondary crusher to replace an existing unit at their Charmian Quarry in Hamiltonban Township, **Adams County**.

38-05038A: Grosfillex, Inc. (230 Old West Penn Avenue, Robeson, PA 17551-8904) on June 6, 2011, for the installation and temporary operation of three automatic chain driven spray lines and one R&D spray booth at the plastic furniture, shelving and novelty manufacturing facility in North Lebanon Township, **Lebanon County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

32-00409: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201-9642) on June 7, 2011, to allow the installation and initial temporary operation of a coal preparation plant known as the Starford Mine Coal Preparation Plant in Greene Township, **Indiana County**. The facility will consist of one triple deck screen with associated equipment and an emergency diesel generator.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

23-0003P: ConocoPhillips (4101 Post Road, Trainer, PA 19061) on June 3, 2011, to operate a new peabody heater in Trainer Borough, **Delaware County**.

23-0003M: ConocoPhillips (4101 Post Road, Trainer, PA 19061) on June 3, 2011, to operate a cooling tower in Trainer Borough, **Delaware County**.

15-0054B: Highway Materials, Inc. (1750 Walton Road, Blue Bell, PA 19422) on June 3, 2011, to operate a new burner in East Whiteland Township, **Chester County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

25-069N: BASF Corp.—Erie Plant (1729 East Avenue Erie, PA 16503) on May 31, 2011, to operate a fluidized bed reactor, loading hopper and two dust collection systems to capture particulate matter at their facility in the City of Erie, **Erie County**. This is a State Only facility.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

23-00004: Covanta Delaware Valley, LP (10 Highland Avenue, Chester, PA 19013) on June 6, 2011, for renewal of the Title V Operating Permit in City of Chester, **Delaware County**. The initial permit was issued on April 30, 2001. The facility is a municipal waste combustion facility. The proposed Title V Operating Permit Renewal does not reflect any change in air emissions from the facility. The operation is subject to 40 CFR Part 60 NSPS regulations. The renewal permit contains all applicable requirements including monitoring, recordkeeping and reporting.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

22-05047: Dura Bond LLC (2716 South Front Street, Steelton, PA 17113-3099) on June 3, 2011, for their metal pipe manufacturing facility in Steelton Borough, **Dauphin County**. The Title V Permit was renewed.

67-05016: R. H. Sheppard Co., Inc. (PO Box 877, Hanover, PA 17331-0877) on June 9, 2011, for their iron foundry in Hanover Borough, **York County**. The Title V Permit was renewed.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

40-00029: Dupont Terminals Corporation, Dupont East Terminal (PO Box 2621, Harrisburg, PA 17105-2621) on June 9, 2011, to operate a petroleum bulk gasoline stations and terminals facility in Pittston Town-

ship. This is a renewal of the State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

40-00028: DuPont Terminals Corporation—DuPont Terminal (PO Box 2621, Harrisburg, PA 17105-2621) on June 9, 2011, to operate a petroleum bulk gasoline stations and terminals facility in Pittston Township, **Luzerne County**. This is a renewal of the State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

48-00042: Molded Acoustical Products, Inc. (3 Danforth Road, Easton, PA 184045-7821) on June 13, 2011, a State Only Operating Permit for unsupported plastic profile shape-mineral wool manufacturing operation located in Palmer Township, **Northampton County**. The state only permit was renewed.

40-00089: Jeddo Coal Co. (46 Public Square, Suite 600, Wilkes-Barre, PA 18701-2609) on June 13, 2011, for operation of coal processing units such as crusher, screens and associated activities at their facility located Hazle Township, **Luzerne County**. The state only permit was renewed.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

44-03015: First Quality Baby Products, LLC (97 Locust Road, Lewistown, PA 17044-9340) on June 9, 2011, for their baby products manufacturing facility in Granville Township, **Mifflin County**.

07-05027: Watco Mechanical Services (PO Box 349, Hollidaysburg, PA 16648-0349) on June 9, 2011, for their railcar reconditioning facility in Frankstown Township, **Blair County**. The State-only permit was renewed.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

43-00335: J. Bradley McGonigle Funeral Home (1090 East State Street, Sharon, PA 16146-3367) on June 1, 2011, to issue a renewal State Only Operating Permit for their human cremator in Sharon City, **Mercer County**. The facility is a Natural Minor. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Barbara Hatch, Facilities Permitting Chief—
Telephone: 412-442-4174

03-00209: Buffalo Limestone, Inc.—Stitt Mine Plant (805 Garretts Run Road, Ford City, PA 16226) on June 8, 2011, the Department administratively amended the State Only Operating Permit to incorporate the change of responsible official and contact person into the Operating Permit located in Springfield Township, **Fayette County**. All permitted sources, control devices and conditions remain the same as in the previously issued operating permit.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
6/7/2011	Ball Mill and Blender Loading and Unloading	0.039	0	0	0	0
Total Reported Increases		0.039	0	0	0	0

16-00127: Piney Creek LP (428 Power Lane, Clarion, PA 16214) for their facility in Piney Township, **Clarion County**. The De minimis emission increase is for the addition of clean wood residue at a rate of 20% total fuel feed. This will be added to the list of approved alternate fuels for the facility which includes (1) non-hazardous organic tars and oils from former Manufactured Gas Plants and Coke Plants not to exceed 10% by weight; (2) non-hazardous rejected fiberboard material not to exceed 5% by weight; (3) non-hazardous creosote treated wood waste not to exceed 10% by weight; (4) clean wood residue not to exceed 20% by weight. At no time shall the main fuel (bituminous gob) be burned at less than 80% by weight of the total fuel used. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the facility Operating Permit issuance on July 23, 2007.

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
6-7-11	Addition clean wood residue				0.9	
Total Reported Increases					0.9	
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

16-00127: Piney Creek LP (428 Power Lane, Clarion, PA 16214) for their facility in Piney Township, **Clarion County**. The De minimis emission increase is for the construction of the chipping unit. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code § 127.449(i). This list includes the De minimis emission increases since the facility Operating Permit issuance on July 23, 2007.

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
6-7-11	Addition clean wood residue				0.9	
6-7-11	Chipping Unit	0.44				
Total Reported Increases		0.44			0.9	
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

Contact: Edward Orris, New Source Review Chief—
Telephone: 814-332-6636

10-00300: Spang & Co.—Magnetics Division (796 East Butler Road, East Butler, PA 16029) for their facility in East Butler Borough, Butler County. The de minimis increases are a result of using an existing dust collector to collect fugitive dust emissions during the loading and unloading of existing ball mills and blenders. The Department has started a list of de minimis increases as prescribed in 25 PA Code 127.449(i).

Since the May 20, 2011 State Only Operating Permit issuance date, Spang & Company, Magnetics Division has notified the Department of the following de minimis emission increases:

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

46-00250: Parker Hannifin Corp. (245 Township Line Road, Hatfield, PA 19440) on June 7, 2011, in Franconia Township, **Montgomery County**. This action is to revoke a state-only operating permit issued January 2010 for the facility.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

Coal Permits Actions

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

30020701 and NPDES Permit #NA, Consol Pennsylvania Coal Company, LLC, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Bailey Central Mine Complex Coal Refuse Disposal Areas No. 3 and No. 4 in Richhill Township, **Greene County** to modify the water handling plan and provide receiving stream augmentation. No additional discharges. Application received: January 14, 2011. Permit issued: June 10, 2011.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

16-06-09 and NPDES Permit No. PA0258377. WDK Enterprises, Inc. (688 Day City Road, Corsica, PA 15829) Proposal to enter into a Government Financed Construction Contract on a 16.0 acre site in Paint Township, **Clarion County**. The proposal includes removal of 650 feet of highwall, removal of 59,000 cubic yards of coal refuse, and reclamation of 16.0 acres of abandoned mine lands. Receiving streams: One unnamed tributary to Paint Creek and one unnamed tributary to Step Creek. Application received: July 3, 2007. Contract Issued: June 10, 2011.

24743008 and NPDES Permit No. PA0127566. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853) Renewal of an existing bituminous strip operation in Fox Township, **Elk County** affecting 66.0 acres. Receiving streams: Unnamed tributary to Benninger Creek and

Benninger Creek. Application received: September 20, 2010. Permit Issued: June 7, 2011.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200

14080103 and NPDES No. PA0256994. RES Coal, LLC. (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Commencement, operation and restoration of a bituminous surface mine located in Rush Township, **Centre County** affecting 101.0 acres. Receiving streams: Moshannon Creek and Mountain Branch classified for trout stocked fisheries and cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: November 12, 2008. Permit issued: June 9, 2011.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

40763208R5. Poppel Brothers Coal Company, (PO Box 126, Pittston, PA 18642), renewal of an existing anthracite coal refuse reprocessing, refuse disposal and prep plant operation in Duryea and Old Forge Boroughs and Ransom Township, **Luzerne and Lackawanna Counties** affecting 130.0 acres, receiving stream: none. Application received: May 26, 2010. Renewal issued: June 10, 2011.

54850103R5 and NPDES Permit No. PA0614491. Michael Coal Company, (PO Box 8, Williamstown, PA 17098), renewal of an existing anthracite surface mine and refuse disposal operation in Tremont and Frailey Townships, **Schuylkill County** affecting 217.6 acres, receiving stream: Lower Rausch Creek and Goodspring Creek. Application received: September 20, 2010. Renewal issued: June 10, 2011.

40-305-005-GP12C. Mineral Reclamation, LLC, (30 Market Street, Pittston, PA 18640), correction to a general operating permit to operate a coal preparation plant on Surface Mining Permit No. 40070201 in Hanover Township, **Luzerne County**. Application received: May 20, 2011. Permit issued: June 10, 2011.

54-305-017GP12. BET Associates IV, LLC, (250 Gibraltar Road, Horsham, PA 19044), general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54733020 in Tamaqua, Coaldale, Lansford, Summit Hill and Nesquehoning Boroughs, **Schuylkill and Carbon Counties**. Application received: May 25, 2011. Permit issued: June 13, 2011.

Noncoal Permits Actions

Knox District Mining Office:—P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

37930305 and NPDES Permit No. PA0211745. Three Rivers Aggregates, LLC (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large industrial mineral operation from Ennstone, Inc. d/b/a Three Rivers Aggregates in Plain Grove Township, **Lawrence County**. Receiving streams: Unnamed tributary to Taylor Run. Application received: October 16, 2010. Permit Issued: June 7, 2011.

37980305. Slippery Rock Materials, Inc. (704 Golf Course Road, Volant, PA 16156) Application for a wetland encroachment to mine through wetlands. The areal extent of the wetlands proposed to be impacted is 5.69 acres located in Plain Grove Township, **Lawrence County**. Receiving streams: Taylor Run. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of Sections 301—

303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable federal and state water quality standards. Application received: February 28, 2011. Permit Issued: June 6, 2011.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

45900301C6 and NPDES Permit No. PA0595241. Haines & Kibblehouse, Inc., (PO Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Ross Township, **Monroe County**, receiving stream: Buckwha Creek. Application received: January 6, 2011. Renewal issued: June 7, 2011.

40090301 and NPDES Permit No. PA0224774. Cedar Rock Materials Corp., (7612 Columbia Boulevard, Berwick, PA 18603), commencement, operation and restoration of a sand and gravel quarry operation in Salem Township, **Luzerne County** affecting 252.0 acres, receiving stream: Bower Run and Susquehanna River. Application received: March 26, 2009. Permit issued: June 13, 2011.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

20114001. Precision Geophysical, Inc. (2695 State Route 83 South, Millersburg, OH 44654) Blasting activity permit for seismic exploration in Conneaut Township, **Crawford County**. This blasting activity permit will expire on July 14, 2011. Permit Issued: June 8, 2011.

25114002. Precision Geophysical, Inc. (2695 State Route 83 South, Millersburg, OH 44654) Blasting activity permit for seismic exploration in Elk Creek Township, **Erie County**. This blasting activity permit will expire on July 14, 2011. Permit Issued: June 8, 2011.

42114003. Appalachian Geophysical Services, Inc. (2659 State Route 60, P. O. Box 426, Killbuck, OH 44637) Blasting activity permit for seismic exploration in Lewis Run Borough & Lafayette Township, **McKean County**. This blasting activity permit will expire on November 14, 2011. Permit Issued: June 8, 2011.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200

08114015. John Brainard (3978 SR-2023, Kingsley, PA 18826). Construction blasting for house construction located in West Burlington Township, **Bradford County**. Permit issued: May 25, 2011. Permit expires: October 30, 2011.

08114118. Maurer & Scott Sales, Inc. (122 Thomas St. Coopersburg, PA 18036-2100). Blasting for construction of a gas well pad located in West Burlington Township, **Bradford County**. Permit issued: June 2, 2011. Permit expires: October 31, 2011.

41114011. Appalachian Geophysical Services, LLC (2659 St. Rt. 60, P. O. Box 426, Killbuck, OH 44637). Seismic exploration blasting located in Gamble and

Hepburn Townships, **Lycoming County**. Permit issued: June 7, 2011. Permit expires: November 14, 2011.

41114108. Maurer & Scott Sales, Inc. (122 Thomas St. Coopersburg, PA 18036-2100). Blasting for construction of a gas well pad located in Jordan Township, **Lycoming County**. Permit issued: June 2, 2011. Permit expires: October 31, 2011.

59114004. Seneca Resources (51 Zents Blvd., Brookville, PA 15825). Blasting at the Signor Quarry located in Covington Township, **Tioga County**. Permit issued: May 31, 2011. Permit expires: May 30, 2012.

Pottsville District Mining Office:—5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

22114103. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Bishop McDevitt School in Lower Paxton Township, **Dauphin County** with an expiration date of May 31, 2012. Permit issued: June 7, 2011.

45114112. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Twin Lakes Estates in Smithfield Township, **Monroe County** with an expiration date of June 30, 2012. Permit issued: June 7, 2011.

45114113. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Lake in The Pines in Middle Smithfield Township, **Monroe County** with an expiration date of June 30, 2012. Permit issued: June 7, 2011.

52114107. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Hemlock Farms in Blooming Grove, Dingman and Porter Townships, **Pike County** with an expiration date of June 30, 2012. Permit issued: June 7, 2011.

52114108. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Pocono Ranchlands in Lehman Township, **Pike County** with an expiration date of June 30, 2012. Permit issued: June 7, 2011.

36114130. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Diller Tract in East Hempfield Township, **Lancaster County** with an expiration date of May 31, 2012. Permit issued: June 10, 2010.

36114131. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Eby Chiques Road upgrade in Rapho Township, **Lancaster County** with an expiration date of August 30, 2011. Permit issued: June 10, 2010.

36114132. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Andrew Stoltzfus manure pit in Leacock Township, **Lancaster County** with an expiration date of October 30, 2011. Permit issued: June 10, 2010.

36114133. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Walter Hurst driveway in Ephrata Township, **Lancaster County** with an expiration date of June 30, 2011. Permit issued: June 10, 2010.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water

Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, Telephone 570-826-2511

E48-410. Pennsylvania Department of Transportation—Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18101. City of Bethlehem, **Northampton County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure; to construct and maintain a four-span, pre-stressed concrete, spread box beam bridge having a total normal span of 106 feet and a minimum underclearance of 11.3 feet over Saucon Creek (HQ-CWF, MF); and to construct and maintain various stormwater outfalls within the floodway of Saucon Creek. The project is associated with the S.R. 0412, Section 001 Improvement Project which includes the proposed widening and reconstruction and of 1.4 miles of S.R. 0412 (Quadrangle Latitude: 40°36'28" N; Longitude: 75°20'23" W).

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.

E22-573: Department of Conservation and Natural Resources, Bureau of Forestry—Weiser Forest District, PO Box 99, Cressona, Pennsylvania 17929, in Jackson Township, **Dauphin County**, ACOE Baltimore District

To construct and maintain a 5.0-foot wide, single span wooden stringer foot-bridge having a normal span of 20.0 feet and an underclearance of 5.0 feet across Wolf Run (EV, MF). The project is located east of Minnich Hit picnic area in the Haldeman Tract of Weiser State Forest (Lykens, PA Quadrangle; N: 4.0 inches, W: 16.9 inches; Latitude: 40°31'20", Longitude: -76°44'49") on Split Rock Trail in Jackson Township, Dauphin County. The purpose of the project is to provide a dry crossing of the creek for hikers.

E36-880: John Smucker, Millcreek Preservation Association, Farm & Home Center, Room 200, 1383 Arcadia Road, Lancaster, Pennsylvania 17601-3149, in Earl Township, **Lancaster County**, ACOE Baltimore District

To: 1) construct and maintain four log vanes, 2) 600.0 feet of mud sills, 3) two log cross vanes, 4) two temporary crossings to be converted to permanent 12.0-foot x 50.0-foot agricultural crossings, 5) 2,800.0 feet of streambank fencing for the purpose of restoring and stabilizing 2,200.0 feet of Mill Creek (WWF) and an unnamed tributary of Mill Creek (WWF). The project is located approximately 0.25 mile northeast of the intersection of Eastern School Road and New Holland Road (New Holland, PA Quadrangle, N: 16.5 inches, W: 9.75 inches; Latitude: 40°05'22.8", Longitude: 76°04'8.7") in Earl Township, Lancaster County

E36-881: Borough of Millersville, 100 Municipal Drive, Millersville, Pennsylvania 17551, in Millersville Borough, **Lancaster County**, ACOE Baltimore District

To: 1) construct and maintain a 7.0-foot high poured concrete wall around an existing pump station in the floodway of the Conestoga River (WWF, MF), and 2) to remove the existing structure and install and maintain metal stairs in the floodway of the Conestoga River (WWF, MF) for the purpose of providing flood protection to an existing sewage pump station. The project is located on Creek Drive (Conestoga, PA Quadrangle; N: 26.0 inches, W: 17 inches; Latitude: 39°59'47" Longitude: -76°20'44") in Millersville Borough, Lancaster County.

ENVIRONMENTAL ASSESSMENTS

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

EA21-007: Pennsylvania Department of Transportation, State Game Land No. 169 Wetland Restoration/Creation Project, in Upper Mifflin Township, **Cumberland County**, ACOE Baltimore District

To construct and maintain a non-jurisdictional dam and four outfall structures in the floodplain of Conodoguinet Creek (WWF, MF) resulting in 0.42 acre of permanent impacts to PEM wetlands on SGL 169 located in Upper Mifflin Township, Cumberland County (Newville and Newburg, PA Quadrangle; N: 8.07 inches, W: 14.90 inches; Latitude: 40°10'10", Longitude: -77°28'54") for the purpose of creating 6.11 acres of wetlands that provide wildlife and waterfowl habitat. The permittee is required to replace a minimum of 0.42 acre of PEM wetlands. The wetlands will be replaced at the site through operation of additional wetlands.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Southwest Region: Oil & Gas Program Manager, 400 Waterfront Drive, Pittsburgh, PA

5/24/11
 ESCGP-1 No.: ESX11-059-0035
 Applicant Name: Atlas America LLC
 CONTACT: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Greene Township(s): Franklin
 Receiving Stream(s) And Classifications: Throckmorton Run/Tenmile Creek Watershed, HQ

5/18/11
 ESCGP-1 No.: ESX11-005-0010
 Applicant Name: EXCO Resources (PA) LLC
 Contact Person: Larry Sanders
 Address: 3000 Ericsson Drive Suite 200
 City: Warrendale State: PA Zip Code: 15086
 County: Armstrong Township(s): Manor
 Receiving Stream(s) and Classifications: Campbell Run WWF/Crooked Creek WWF, Other

5/16/2011
 ESCGP-1 No.: ESX10-051-0044 Major Revision
 Applicant Name: Atlas America LLC
 Contact Person: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Fayette Township(s): North Union
 Receiving Stream(s) and Classifications: UNT to Redstone Creek/Middle Monongahela River, Other

5/23/2011
 ESCGP-1 No.: ESX11-125-0035 Major Revision
 Applicant Name: Rice Drilling B LLC
 Contact Person: Toby Rice
 Address: 171 Hillpointe Drive Suite 301
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): North Bethlehem

Receiving Stream(s) and Classifications: UNT to South Branch Pigeon Creek/ Pigeon Creek, Other

5/16/2011
 ESCGP-1 No.: ESX11-125-0040
 Applicant Name: Range Resources—Appalachia LLC
 Contact Person: Carla Suszkowski
 Address: 380 Southpointe Boulevard
 City: Canonsburg State: PA Zip Code: 15317
 COUNTY Washington Township(s): Independence
 Receiving Stream(s) and Classifications: UNT to Brush Run and Dunkle Run/Wheeling-Buffalo Creeks Watershed, HQ

5/18/2011
 ESCGP-1 No.: ESX10-059-0093 Major Revision
 Applicant Name: Laurel Mountain Midstream LLC
 Contact Person: Clayton Roesler
 Address: 1605 Coraopolis Heights Road
 City: Moon Township State: PA Zip Code: 15108
 County: Greene Township(s): Greene & Dunkard
 Receiving Stream(s) and Classifications: UNT's to Whiteley Creek TSF & UNT's to Meadow Run WWF/Lower Monongahela Watershed, Other

03/14/2011
 ESCGP-1 No.: ESX11-125-0022
 Applicant Name: Range Resources—Appalachia LLC
 Contact Person: Carla Suszkowski
 Address: 380 Southpointe Boulevard
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Mount Pleasant
 Receiving Stream(s) and Classifications: UNT 33930 to Raccoon Creek and Raccoon Creek/Raccoon Creek, Other

3/14/2011
 ESCGP-1 No.: ESX11-125-0022
 Applicant Name: Atlas America LLC
 Contact Person: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Greene Township(s): Jefferson/Cumberland
 Receiving Stream(s) and Classifications: UNT to Muddy Creek/Tenmile Creek Watershed, Other

4/25/2011
 ESCGP-1 No.: ESX11-059-0028
 Applicant Name: Laurel Mountain Midstream LLC
 Contact Person: Clayton Roesler
 Address: 1605 Coraopolis Heights Rd
 City: Moon Township State: PA Zip Code: 15108
 County: Greene Township(s): Cumberland
 Receiving Stream(s) and Classifications: UNT's to Pumpkin Run WWF, UNT to Monongahela River WWF/UNT to Neel Run WWF/Lower Monongahela Watershed, Other

4/22/11
 ESCGP-1 NO.: ESX11-051-0009
 Applicant Name: Laurel Mountain Midstream, LLC
 CONTACT PERSON: Clayton Roesler
 ADDRESS: 1605 Coraopolis Heights Road
 City: Moon Township State: PA Zip Code: 15108
 County: Fayette Township(s): Readstone
 Receiving Stream(s) and Classifications: UNT's to Rowes Run/Middle Monongahela River Watershed, Other

5/19/2011
 ESCGP-1 NO.: ESX11-125-0043
 Applicant Name: Williams Production Appalachia LLC
 CONTACT: David Freudenrich
 ADDRESS: 1000 Town Center Suite 130
 City: Canonsburg State: PA Zip Code: 15317

County: Westmoreland Township(s): Donegal
 Receiving Stream(s) and Classifications: UNT to Fourmile Run/Loyalhanna Creek, Other TSF (Trout Stocking)

Northcentral Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-1 # ESX09-117-0062(01)
 Applicant Name SWEPI LP
 Contact Person James Sewell
 Address 190 Thorn Hill Rd
 City, State, Zip Warrendale PA 15086
 County Tioga
 Township(s) Charleston Township
 Receiving Stream(s) and Classification(s) UNT to Catlin Hollow / Susquehanna River Basin in PA

ESCGP-1 # ESX11-115-0045
 Applicant Name Carrizo Marcellus LLC
 Contact Person Gary Byron
 Address 251 Drain Lick Road
 City, State, Zip Drifting, PA 16834
 County Susquehanna
 Township(s) Jessup Twp.
 Receiving Stream(s) and Classification(s) (2) UNTs to E. Br. Wyalusing Cr (CWF), Wyalusing Cr

ESCGP-1 # ESX11-115-0042
 Applicant Name Willams Production Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Town Center, Ste 130
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna
 Township(s) Bridgewater & Silver Lake Twps.
 Receiving Stream(s) and Classification(s) Trib. to Ball Br (EV), Silver Cr

ESCGP-1 # ESX11-115-0047
 Applicant Name Willams Production Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Town Center, Ste 130
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna
 Township(s) Forest Lake Twp.
 Receiving Stream(s) and Classification(s) UNT Middle Br. Wyalusing Cr, Forest Lake & UNT Silver Cr (EV)

ESCGP-1 # ESX11-115-0051
 Applicant Name Southwestern Energy Production Co
 Contact Person Dave Sweeley
 Address 917 SR 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna
 Township(s) New Milford Twp.
 Receiving Stream(s) and Classification(s) UNT to Martins Cr, UNT to E. Br. Martins Cr

ESCGP-1 # ESX11-033-0016
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 455 Racetrack Rd, Ste 101
 City, State, Zip Washington, PA 15301
 County Clearfield
 Township(s) Huston Twp.
 Receiving Stream(s) and Classification(s) Bark Camp Run, Matley Hollow, Moose Run(CWF, MF); S. Br Bennett Br, Anderson Cr, Wise Run(HQ-CWF, MF)

ESCGP-1 # ESX11-015-0079
 Applicant Name Southwestern Energy Production Co
 Contact Person Dave Sweeley
 Address 917 SR 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Bradford
 Township(s) Orwell Twp.

Receiving Stream(s) and Classification(s) UNT to Rummerfield Cr, Susquehanna R (WWF), UNT to Johnson Cr, Wysox Cr (CWF)

ESCGP-1 # ESX10-035-0016(01)
 Applicant Name Range Resources—Appalachia, LLC
 Contact Person Carla Suszkowski
 Address 380 Southpointe Blvd
 City, State, Zip Canonsburg, PA 15317
 County Clinton
 Township(s) Gallagher Twp.
 Receiving Stream(s) and Classification(s) UNT to Craig Fork and UNT to E. Br. Queens Run/Kettle—McElhattan Creeks Watershed, Craig Fork, E. Br. Queens Run (HQ-EV)

ESCGP-1 # ESX11-033-0017
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 455 Racetrack Rd, Ste 101
 City, State, Zip Washington, PA 15301
 County Clearfield
 Township(s) Huston Twp.
 Receiving Stream(s) and Classification(s) Bark Camp Run, Matley Hollow, Moose Run, Bennett Br Sinnenmahoning Cr, W Br Susquehanna R (CWF, MF); S. Bennett Br, Anderson Cr, Wise Run, Laurel Run (HQ-CWF, MF)

ESCGP-1 # ESX11-117-0056
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 455 Racetrack Rd
 City, State, Zip Washington, PA 15301
 County Tioga
 Township(s) Duncan Twp.
 Receiving Stream(s) and Classification(s) Babb Cr, UNT to Babb Cr (HQ-CWF), Pine Cr (EV)

ESCGP-1 # ESX11-113-0009
 Applicant Name Chief Oil & Gas LLC
 Contact Person Michael Hritz
 Address 6051 Wallace Rd Ext., Ste 210
 City, State, Zip Wexford, PA 15090
 County Sullivan
 Township(s) Fox Twp.
 Receiving Stream(s) and Classification(s) Porter Cr, UNT to Porter Cr, Loyalsock Cr (EV)

ESCGP-1 # ESX11-131-0014
 Applicant Name Chief Oil & Gas LLC
 Contact Person Michael Hritz
 Address 6051 Wallace Rd Ext., Ste 210
 City, State, Zip Wexford, PA 15090
 County Wyoming
 Township(s) Nicholson, Twp.
 Receiving Stream(s) and Classification(s) Field Br, Horton Cr (CWF, MF); Tunkhannock Cr (TSF, MF)

ESCGP-1 # ESX11-115-0048
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers
 Address 100 1st Center
 City, State, Zip Horseheads, NY 14845
 County Susquehanna
 Township(s) Auburn and Rush Twps.
 Receiving Stream(s) and Classification(s) UNTs to Elk Lake Stream/Deer Lick Cr/Tuscarora Cr/Riley Cr, Elk Lake Stream, Deer Lick Cr, Little Meshoppen Cr (CWF)

ESCGP-1 # ESX11-037-0008
 Applicant Name Williams Production Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Town Center Way, Ste 130

City, State, Zip Canonsburg, PA 15317
 County Columbia
 Township(s) Sugarloaf Twp.
 Receiving Stream(s) and Classification(s) UNT to Coles
 Cr and Coles Cr (CWF)

ESCGP-1 # ESX11-015-0102
 Applicant Name EOG Resources, Inc.
 Contact Person Jon Jorgenson
 Address 400 Southpointe Blvd, Plaza 1, Ste 300
 City, State, Zip Canonsburg, PA 15317
 County Bradford
 Township(s) Smithfield Twp.
 Receiving Stream(s) and Classification(s) Tomjack Cr,
 Sugar Cr

ESCGP-1 # ESX11-015-0104
 Applicant Name EOG Resources, Inc.
 Contact Person Jon Jorgenson
 Address 400 Southpointe Blvd, Plaza 1, Ste 300
 City, State, Zip Canonsburg, PA 15317
 County Bradford
 Township(s) Smithfield Twp.
 Receiving Stream(s) and Classification(s) Wallace Run,
 Sugar Cr

ESCGP-1 # ESX11-015-0105
 Applicant Name EOG Resources, Inc.
 Contact Person Jon Jorgenson
 Address 400 Southpointe Blvd, Plaza 1, Ste 300
 City, State, Zip Canonsburg, PA 15317
 County Bradford
 Township(s) Ridgebury Twp.
 Receiving Stream(s) and Classification(s) Bentley Cr,
 Chemung River

ESCGP-1 # ESX11-081-0054
 Applicant Name Anadarko E&P Company LP
 Contact Person Bertha Nefe
 Address P. O. Box 1330
 City, State, Zip Houston, TX 77251-1330
 County Clinton and Lycoming
 Township(s) Gallagher Twp (Clinton); Cummings Twp
 (Lycoming)
 Receiving Stream(s) and Classification(s) Craig Fork (EV,
 MF); 1st Br Ott Fork, Ott Fork, Lower & Upper Pine
 Btm Run (HQ-CWF, MF); Pine Cr (HQ-TSF, MF)

ESCGP-1 # ESX11-081-0042
 Applicant Name Anadarko E&P Company LP
 Contact Person Bertha Nefe
 Address P. O. Box 1330
 City, State, Zip Houston, TX 77251-1330
 County Lycoming
 Township(s) McHenry Twp.
 Receiving Stream(s) and Classification(s) English Run,
 Brown Run (HQ-CWF, MF); Pine Cr (HQ-TSF, MF)

ESCGP-1 # ESX11-081-0055
 Applicant Name Anadarko E&P Company LP
 Contact Person Bertha Nefe
 Address P. O. Box 1330
 City, State, Zip Houston, TX 77251-1330
 County Lycoming
 Township(s) Cummings Twp.
 Receiving Stream(s) and Classification(s) Carson Run,
 English Run, UNT Carson Run, Dam Run (HQ-CWF,
 MF); UNT 1st Fork Larrys Cr, 1st Fork Larrys Cr,
 Larrys Cr (HQ-CWF, MF); Little Pine Cr (HQ-TSF)

ESCGP-1 # ESX11-023-0005
 Applicant Name Seneca Resources Corp
 Contact Person Michael Clinger
 Address 51 Zents Blvd

City, State, Zip Brookville, PA 15825
 County Cameron, McKean, Elk
 Township(s) Shippen Twp (Cameron); Sergeant Twp
 (McKean); Jones Twp (Elk)
 Receiving Stream(s) and Classification(s) Elk Fork (EV);
 Billy Ruck Run, Dead Man's Lick, Cherry Run (HQ)

ESCGP-1 # ESX11-015-0095
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main St
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Burlington Twp.
 Receiving Stream(s) and Classification(s) Sugar Cr
 (WWF/MF); Towanda Cr

ESCGP-1 # ESX11-131-0017
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main St
 City, State, Zip Athens, PA 18810
 County Wyoming
 Township(s) Lemon Twp.
 Receiving Stream(s) and Classification(s) Oxbow Cr
 (CWF/MF); Tunkhannock Cr (TSF)

ESCGP-1 # ESX11-015-0107
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main St
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Orwell Twp.
 Receiving Stream(s) and Classification(s) Jerome Cr
 (CWF)

ESCGP-1 # ESX11-015-0106
 Applicant Name Talisman Energy USA, Inc
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Dr
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Wells Twp.
 Receiving Stream(s) and Classification(s) UNT to Roaring
 Run, UNT to Bird Cr, Roaring Run, Bird Cr (CWF/MF)

ESCGP-1 # ESX11-117-0057
 Applicant Name Talisman Energy USA, Inc
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Dr
 City, State, Zip Horseheads, NY 14845
 County Tioga
 Township(s) Hamilton Twp.
 Receiving Stream(s) and Classification(s) UNT to East Cr
 Tioga R (EV/MF); UNT to Coal Cr (CWF/MF); Tioga R
 (CWF/MF)

ESCGP-1 # ESX11-081-0052
 Applicant Name Seneca Resources
 Contact Person Mike Clinger
 Address 51 Zents Blvd
 City, State, Zip Brookville, PA 15825
 County Lycoming
 Township(s) McIntyre and Lewis Twps.
 Receiving Stream(s) and Classification(s) Lower W Br
 Susquehanna Watershed—Grays Run & Long Run
 (HQ); Lower Susquehanna-Penns

ESCGP-1 # ESX10-015-0007(03)
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810

County Bradford
 Township(s) Asylum Twp.
 Receiving Stream(s) and Classification(s) Durrell Cr
 (WWF, MF)

ESCGP-1 # ESX11-117-0058
 Applicant Name SWEPI LP
 Contact Person James Sewell
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga

Township(s) Farmington Twp.
 Receiving Stream(s) and Classification(s) UNT to
 Thornbottom Cr/Susq. R Basin in PA—Tioga R,
 Thornbottom Cr, UNT to Cummings Cr, Cummings
 Cr (WWF)

ESCGP-1 # ESX11-117-0059
 Applicant Name SWEPI LP
 Contact Person Richard Lewis
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga

Township(s) Jackson Twp.
 Receiving Stream(s) and Classification(s) UNT to Harts
 Cr/Susquehanna R Basin in PA (WWF); Harts Cr
 (WWF)

ESCGP-1 # ESX10-015-0043(01)
 Applicant Name SWEPI LP
 Contact Person Richard Lewis
 Address 190 Thorn Hill Rd
 City, State, Zip Warrendale, PA 15086
 County Bradford

Township(s) Canton Twp.
 Receiving Stream(s) and Classification(s) UNT to
 Towanda Cr/W. Br. Susquehanna R Basin in PA (CWF),
 Towanda Cr (CWF)

ESCGP-1 # ESX11-117-0051
 Applicant Name SWEPI LP
 Contact Person Richard Lewis
 Address 190 Thorn Hill Rd
 City, State, Zip Warrendale, PA 15086
 County Tioga

Township(s) Charleston Twp.
 Receiving Stream(s) and Classification(s) Charleston
 Cr/W. Br. Susquehanna R Basin in PA (WWF); Marsh
 Cr (WWF)

ESCGP-1 # ESX11-117-0055
 Applicant Name Michael Clinger
 Contact Person Seneca Resources Corp
 Address 51 Zents Blvd

City, State, Zip Brookville, PA 15825
 County Tioga

Township(s) Covington Twp.
 Receiving Stream(s) and Classification(s) Trib 31390/
 313886 of Tioga R; Trib 31419 to Marvin Cr (CWF);
 Tioga River and Marvin Cr

*Northwest Region: Oil and Gas Program Manager, 230
 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX11-031-0016—Stewart Pad P-15 & 6.5 MG
 Impoundment

Applicant Northeast Natural Energy, LLC
 Contact Brett Loflin
 Address 707 Virginia Street East, Suite 1400
 City Charleston State WV Zip Code 25301
 County Clarion Township(s) Porter(s)

Receiving Stream(s) and Classification(s) Tributary 48097
 to Fiddlers Run (CWF), Tributary 48103 to East Fork
 Wildcat Run (CWF), Tributary 48105 to East Fork
 Wildcat Run (CWF)—Other-Secondary Water Redbank
 Creek

ESCGP-1 #ESX11-019-0076—Marburger Farm Dairy, Inc.
 Unit No. 1H, 2H

Applicant Phillips Exploration, Inc.
 Contact Gary A. Clark
 Address 502 Keystone Drive
 City Warrendale State PA Zip Code 15086
 County Butler Township(s) Forward(s)

Receiving Stream(s) and Classification(s) Breakneck
 Creek—WWF, UNT of Breakneck Creek—WWF

ESCGP-1 #ESX11-031-0017—Porter Project
 Applicant EQT Production Company

Contact Todd Klaner
 Address 455 Racetrack Road
 City Washington State PA Zip Code 15301
 County Clarion Township(s) Porter(s)

Receiving Stream(s) and Classification(s) Rock Run-CWF,
 Redbank Creek Basin-TSF

ESCGP-1 #ESX11-019-0074—Wylie Smith No. 1
 Applicant Phillips Exploration Inc

Contact Gary Clark
 Address 502 Keystone Drive
 City Warrendale State PA Zip Code 15086
 County Butler Township(s) Forward(s)

Receiving Stream(s) and Classification(s) Connoqueness-
 ing Creek-WWF

*Southwest Region: Water Management Program Man-
 ager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745.*

*Cambria County Conservation District: 401 Candlelight
 Drive, Suite 221, Ebensburg, PA 15931. (814-472-2120)*

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>
1111802	Peoples Natural Gas Company, LLC 1201 Pitt Street Pittsburgh, PA 15221

<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
Cambria	Jackson Township	Laurel Run (HQ-CWF)

SPECIAL NOTICES

**CERTIFIED EMISSION REDUCTION CREDITS IN
 PENNSYLVANIA'S ERC REGISTRY**

Emission reduction credits (ERCs) are surplus, permanent, quantified and federally enforceable emission reductions used to offset emission increases of oxides of nitrogen (NOx), volatile organic compounds (VOCs) and

the following criteria pollutants: carbon monoxide (CO), lead (Pb), oxides of sulfur (SOx), particulate matter (PM), PM-10 and PM-10 precursors.

The Pennsylvania Department of Environmental Protection (PADEP) maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. The ERC registry system provides for the tracking of the creation, transfer and use of ERCs. Prior to registration

of the credits, ERC Registry Applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. The following registered and certified ERCs in the ERC Registry are currently available for use as follows:

- (1) To satisfy new source review (NSR) emission offset ratio requirements;
- (2) To “net-out” of NSR at ERC-generating facilities;
- (3) To sell or trade the ERCs for use as emission offsets at new or modified facilities.

The certified ERCs shown below, expressed in tons per year (tpy), satisfy the applicable ERC requirements contained in 25 Pa. Code §§ 127.206—127.208. ERCs created

from the curtailment or shutdown of a source or facility expires for use as offsets 10 years after the emission reduction occurs. ERCs generated by the over control of emissions by an existing facility do not expire for use as offsets. However, credits in the registry that are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or U.S. Environmental Protection Agency (EPA).

For additional information concerning this listing of certified ERCs, contact the Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. This Pennsylvania ERC registry report, ERC Registry application and instructions are located at www.depweb.state.pa.us, select Air, Bureau of Air Quality, Permits, Emission Reduction Credits.

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
R. R. Donnelley & Sons Co. County: Lancaster Contact Person: Frederick Shaak, Jr.	VOCs	16.00		Internal Use
Recipient/Holder of ERC: City of Philadelphia ERC Generating Facility: Kurz Hastings Inc. County: Philadelphia Contact Person: Calvin M. Davenger, Jr. Telephone Number: (215) 937-6062	VOCs		137.45	Trading
Kurz Hastings Inc. County: Philadelphia Contact Person: George Gornick Telephone Number: (215) 632-2300	NOx VOCs	8.01 64.55	Varies from 03/28/2013 to 01/9/2014	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Contact Person: Lori Burgess Telephone Number: (412) 274-3884	VOCs	171.82		Trading
Recipient/Holder of ERC: Coastal Aluminum Rolling Mills Inc. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-generating facility location: Quakertown, Bucks Contact Person: Jesse Hackenberg Telephone Number: (570) 323-4430	VOCs	3.62		Internal Use/ Trading
The Procter & Gamble Paper Products Company Source Location: Mehoopany Plant County: Wyoming Contact Person: Amy Jacoby Telephone Number: (570) 833-6396	NOx	91.10		Internal Use
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Global Packaging, Inc. ERC-generating facility location: Oaks Plant, Montgomery County Contact Person: Sarah M. Barpoulis Telephone Number: (301) 280-6607	VOCs	43.50		Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
INDSPEC Chemical Corp. Source: Boiler # 8 Source Location: Petrolia County: Butler Contact Person: Terry Melis Telephone Number: (412) 756-2376	NOx SOx	158.68 717.95		Trading
Sun Company, Inc. Source: Wastewater Conveyance System Source Location: Marcus Hook Borough County: Delaware Contact Person: Steve Martini Telephone Number: (610) 859-1000	VOCs	147.93		Trading/ Internal Use
3M Minnesota Mining & Manufacturing Source Location: Bristol Plant County: Bucks Contact Person: Jeff Muffat Telephone Number: (651)-778-4450	VOCs VOCs	398.00 279.00	11/30/2011 12/17/2011	Trading
Recipient/Holder of ERC: Maple Power Investments, LLC ERC Generating Facility: Laclede Steel Company Source Location: Fairless County: Bucks Contact Person: Paul D. Jones Telephone Number: (415) 768-2281	NOx VOCs	104.00 45.00	11/29/2011	Trading
Recipient/Holder of ERC: Natsource Emissions Brokers ERC Generating Facility: Laclede Steel Company Source Location: Fairless County: Bucks Contact Person: David Oppenheimer Telephone Number: (212) 232-5305	NOx VOCs	0.27 1.50	11/29/2011	Trading
Recipient/Holder of ERC: Waste Management Disposal Services of Pennsylvania ERC Generating Facility: The Worthington Steel Company Source Location: Malvern, East Whiteland County: Chester Contact Person: Eli Brill Telephone Number: (215) 269-2111	VOCs	43.00	01/31/2012	Traded
Recipient/Holder of ERC: Waste Management of Pennsylvania, Inc. ERC Generating Facility: The Worthington Steel Company Source Location: Malvern, East Whiteland County: Chester Contact Person: Eli Brill Telephone Number: (215) 269-2111	VOCs	70.00	01/31/2012	Traded
Recipient/Holder of ERC: Elements Markets, LLC ERC Generating Facility: The Quaker Oats Company Source Location: Shiremanstown Plant County: Cumberland Contact Person: Mike Taylor Telephone Number: (281) 207-7207	PM2.5	12.53 0.24	07/15/2011 07/27/2011	Trading
The Quaker Oats Company Source Location: Shiremanstown Plant County: Cumberland Contact Person: Richard C. Pitzer Telephone Number: (717) 731-3334	NOx	3.19	07/15/2011	Trading

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<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Recipient/Holder of ERC: Allan B. Currie Jr Curie Industrial Services, LLC	NOx VOCs	28.25 8.70	11/12/2011	Trading
ERC generating Facility: Harvard Industries, Inc. Plant name: Pottstown Precision Casting Inc. Source Location: West Pottsgrove Township County: Montgomery Contact Person: Allan B. Currie, Jr. Telephone Number: (517) 740-2991				
Alcoa, Inc. Source Location: Lebanon Township County: Lebanon Contact Person: Kevin S. Barnett Telephone Number: (412) 553-2094	VOCs VOCs VOCs VOCs	59.30 7.80 0.60 121.40	03/11/2012 04/01/2012 04/05/2012 05/01/2012	Trading
American Color Graphics, Inc. Formerly Flexi-Tech Graphics, Inc. Source Location: Barnhart Drive, Hanover County: York Contact Person: Glenn Shaffer Telephone Number: (717) 792-8104	VOCs	9.60	01/15/2012	Trading
Allegro Microsystems, Inc. Source Location: Upper Moreland Township County: Montgomery Contact Person: Wendy Cooper Telephone Number: (610) 286-7434	VOCs	42.61	03/29/2012	Trading
Calumet Lubricants Company Source Location: Rouseville Plant County: Venango Contact Person: Harry Klodowski Telephone Number: (724) 940-4000	NOx VOCs SOx	89.80 2.38 87.70	05/21/2012	Trading
Avery Dennison Corporation Source Location: Dungan Road County: Philadelphia Contact Person: Frank J. Brandauer Telephone Number: (626) 398-2773	VOCs	3.13	06/30/2012	Trading
Penco Products, Inc. Source Location: Lower Providence Township County: Montgomery Contact Person: Allan J. Goss Telephone Number: (610) 666-0500	NOx VOCs	3.11 29.48	10/1/2011	Trading
Norfolk Southern Railway Co. Source Location: Hollidaysburg Car Shop County: Blair Contact Person: Carl Russo Telephone Number: (814) 949-1479	NOx VOCs	4.35 69.80	07/19/2012	Trading
World Kitchen Inc. Source Location: Charleroi Plant County: Washington Contact Person: James Rowlett Telephone Number: (724) 489-2288	NOx	251.43		Trading
Pittsburgh Glass Works LLC. Source Location: Meadville Works 8, Greenwood Twp County: Crawford Contact Person: David Vogt Telephone Number: (814) 336-8326	NOx	1118.50		Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Sentry Paint Technologies, Inc. Source Location: Mill Street, Darby County: Delaware Contact Person: Benjamin Breskman Telephone Number: (610) 522-1900	VOCs	3.56	04/30/2013	Trading
R. H. Sheppard Company, Inc. Source Location: Core making operation in Hanover County: York Contact Person: Julie L. Smith Telephone Number: (717) 637-3751	VOCs	14.43	04/15/2013	Trading
International Paper Source: Bleach Plant, Erie Mill County: Erie Contact Person: Allyson Bristow Telephone Number: (901) 419-4852	VOCs	72.06		Trading
International Paper Source Location: Erie Mill County: Erie Contact Person: Allyson Bristow Telephone Number: (901) 419-4852	NOx VOCs	864.00 707.00	09/30/2012	Trading
Corning Incorporated Source Location: College Township County: Centre Contact Person: Steven Ritter Telephone Number: (607) 974-7247	NOx	1042.01	06/23/2013	Trading
Sea Gull Lighting Products, Inc Source Location: 25th & Wharton St County: Philadelphia Contact Person: Mark Gardiner Telephone Number: (215) 468-7255	VOCs	12.50	03/1/2013	Trading
Allegro Microsystems, Inc. Source Location: Upper Moreland Township County: Montgomery Contact Person: Wendy Cooper Telephone Number: (610) 286-7434	NOx CO	2.90 1.30	10/20/2013	Trading
Recipient/Holder of ERC: First Quality Tissue, LLC ERC Generating Facility: Alcoa Inc. ERC Generation Source Location: South Lebanon County: Lebanon Contact Person: Mark Zeffiro Telephone Number: (814) 231-5267	VOCs	43.72	04/05/2012	Internal Use
Lancaster Malleable Castings Company Source Location: Manheim Township County: Lancaster Contact Person: Jeffrey L. Ressler Telephone Number: (717) 295-8200	VOCs CO	11.71 1.30	03/31/2013	Internal use/ Trading
International Paper Source: Lock Haven Mill Source Location: Castanea Township County: Clinton Contact Person: Allyson Bristow Telephone Number: (901) 419-4852	NOx VOC SOx	1287.00 27.90 6606.00	03/22/2012	Offsets / Trading
Brodart Company Source Location: Montgomery Facility County: Lycoming Contact Person: Robyn J. Dincher Telephone Number: (570) 326-2461 ext 6408	VOCs	24.91	04/18/2013	Trading

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<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Pennsylvania House White Deer Furniture Plant Source: Conveyor and Monorail lines Source Location: White Deer Plant County: Union Contact Person: Robert J. Varney Telephone Number: (570) 523-2356	VOCs	82.90	03/15/2012	Trading
Exelon Power Source: Delaware Generating Station Source Location: Philadelphia County: Philadelphia Contact person: John Tissue Telephone Number: (610) 765-5495	NOx SO2 PM10 PM2.5 CO	205.5 412.2 31.2 22.3 31.7	12/16/2014	Trading
Worthington Steel Company Source Location: East Whiteland Township County: Chester Contact Person: Matt Johnson Telephone Number: (614) 438-7960	NOx	10.00	04/01/2013	Trading
Buckeye Pipe Line Company, L.P. Source Location: Reed Township County: Dauphin Contact Person: Jason Mengel Telephone Number: (484) 232-4491	VOCs	12.00	02/28/2012	Trading
Bollman Hat Company Source Location: Willow St, Adamstown County: Lancaster Contact Person: David L. Wails Telephone Number: (717) 484-4361	VOCs	14.34	10/03/2013	Trading
Property Investing Center (Goodville Industrial Center) Source Location: East Earl Township County: Lancaster Contact Person: Richard Stauffer Telephone Number: (717) 738-3488	VOCs	84.09	09/13/2013	Trading
Armstrong World Industries, Inc (Lancaster Flooring) Source Location: 1067 Dillerville Road County: Lancaster Contact Person: Gene Hartzell Telephone Number: (717) 396-3668	VOC NOx	31.79 1.9	11/15/2014 08/20/2014	Internal use/ Trading
RUTGERS Organics Corporation Source Location: 201 Struble Road, State College County: Centre Contact Person: Mary Jo Smith Telephone Number: (814) 231-9277	NOx NOx VOC	5.27 3.35 2.17	08/15/2013 04/16/2014 03/26/2014	Internal use/ Trading
AK Steel Corporation Source Location: Butler County: Butler Contact Person: Robert J. Hocks Telephone Number: (724) 284-2685	NOx NOx	13.00 24.82	11/06/2011 01/30/2012	Trading / Internal use
Cabinet Industries, Inc. Source Location: Danville Borough County: Montour Contact Person: Laura Lee Spatzer Telephone Number: (570) 275-1400, Ext 1400	VOC	7.29	09/01/2015	Trading
GenOn Energy REMA, LLC Source Location: Pennsylvania Avenue, Warren County: Warren Contact Person: Keith A. Schmidt Telephone Number: (724) 597-8193	NOx VOCs SOx PM10 PM2.5 Lead	1043.00 5.32 5197.00 155.6 70.1 0.02	09/28/2012	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Arbill Industries, Inc Source Location: 2207 West Glenwood Avenue County: Philadelphia Contact Person: Barry Bickman Telephone Number: (800) 523-53673	VOCs NOx SOx	20.32 0.38 0.21	01/01/2016	Trading
Dominion Transmission Inc Source Location: Big Run Compressor Station County: Jefferson Contact Person: David Testa Telephone Number: (412) 690-1815	NOx	10.00	10/13/2013	Trading
Carmeuse Lime, Inc Source Location: Hanover Lime Plant County: Adams Contact Person: Kenneth Kauffman Telephone Number: (717) 630-8266	NOx VOC SOx PM10 PM2.5	46.61 1.96 10.26 14.64 7.18	01/03/2016	Trading
Port Glenshaw Glass, LLC Source location: 1101 William Flynn Hwy, Glenshaw PA 15116 County: Allegheny Contact Person: Harry Klodowski Telephone Number: (724) 940-4000	VOC NOx SOx PM- 2.5 PM-10	10.64 59.46 74.89 23.11 25.40	11/24/2014	Trading/ Internal use
Cinram Manufacturing LLC Source location: City of Olyphant County: Lackawanna Contact Person: Mark A. Thallmayer Telephone Number: (570) 383-3291	VOC VOC	6.53 6.75	02/06/2016 05/09/2016	Internal use
Bemis Company, Inc Source location: Hazle Township County: Luzerne Contact Person: Thomas G. Franko Telephone Number: (570) 501-1429	VOC	22.27	01/1/2016	Trading
Techneglas, Inc Source Location: Pittston Facility County: Luzerne Contact Person: Harry F. Klodowski, Jr. Telephone Number: (724) 940-4000	VOC NOx	784.88 33.82	12/17/2013 to 08/11/2014	Trading
Horsehead Corporation (Zinc Corp of America) Source: Acid Roaster Plant-Monaca Smelter Source Location: Monaca County: Beaver Contact Person: William N. Bailey Telephone Number: (724) 773-9057	NOx SOx PM10 PM2.5 CO	3.3 382.5 9.4 3.2 1.4	10/23/2012	Netting/ Offsetting
Recipient/Holder of ERC: Natsource MAC 77, Ltd ERC Generating Facility: Eljer Plumbingware Inc Source Location: Ford City Plant County: Armstrong Contact Person: Mithun Rathore Telephone Number: (281) 340-8300	NOx NOx VOCs VOCs VOCs	49.74 55.48 3.22 2.64 1.40	06/8/2014 10/4/2014 03/15/2014 06/8/2014 10/4/2014	Trading
Bluegrass Folding Carton Company, LLC (Formerly Smurfit Stone Container Enterprises, Inc) Source Location: Upper Providence Township County: Montgomery Contact Person: Tom Tutwiler Telephone Number: (610) 935-4119	VOC	60.36	05/31/2015	Internal use/ Trade

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<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Fleetwood Industries Source Location: St Lawrence Plant County: Berks Contact Person: Robert Mervine Telephone Number: (610) 779-7700	VOC	24.5	07/31/2015	Internal use/ Trade
Sunoco Inc. (R&M) Source Location: 200 Neville Road, Pittsburgh, PA 15225 County: Allegheny Contact Person: Gary P. Rabik Telephone Number: (610) 859-3435	VOC	25.16	04/01/2017	Trading / Internal use
Leggett & Platt Inc Source location: Zell Brothers County: York Contact Person: Theresa Block Telephone Number: 417-358-8131	VOC	6.51	11/01/2015	Trading
Anchor Glass Container Corporation Source Location: Plant No 5 County: Fayette Contact Person: Joseph G. Clemis Telephone Number: (813) 884-0000	VOCs NOx PM-10 PM-2.5 SOx CO	21.0 309.0 68.0 51.0 259.0 20.0	11/04/2014	Trading
R. R. Donnelley & Sons Co. Source Location: Lancaster East Facility County: Lancaster Contact Person: Stacey Haefner Telephone Number: 717-293-2363	VOCs VOCs	7.8 10.5	11/30/2015 12/31/2015	Trading
Philadelphia Gas Works (PGW) Source Location: Richmond Plant County: Philadelphia Contact Person: Megan E. Brown Telephone number: 215-684-6613	NOx VOC PM10 PM2.5 SO2 CO	47.86 6.54 0.56 0.56 0.16 22.48	01/01/2015	Trading
Ashland Inc (Ashland Performance Products) Source Location: Neville Island Facility, Pittsburgh County: Allegheny Contact Person: Tara L. Lanier Telephone number: 614-790-3214	NOx VOC CO	10.73 41.78 461.00	11/1/2011	Trading
Philadelphia Baking Company Source Location: 2550 Grant Avenue County: Philadelphia Contact Person: Brent Williams Telephone number: 410-266-0006	NOx VOC PM10 SOx CO	4.09 24.2 0.10 0.02 1.33	09/21/2017	Trading
Lindy Paving, Inc Source Location: 200 Neville Island Facility County: Allegheny Contact Person: Paul J. Reiner, Jr Telephone number: 412-281-4389	NOx VOC PM10 PM2.5 SOx CO	6.85 9.10 5.71 1.77 0.66 18.78	10/27/2017	Trading / Internal use
Recipient/Holder of ERC: Dominion Transmission, Inc. ERC Generating Facility: Corning, Inc Source Location: College Township County: Centre Contact Person: Roberta J. Jackson Telephone Number: (804) 787-6145	NOx	108	06/23/2013	Trading / Use

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Eastman Chemical Resins, Inc Source Location: Jefferson Facility, West Elizabeth County: Allegheny Contact Person: Fred Mullner Telephone number: (412) 384-2520 x 2201	NOx VOC PM2.5 CO	0.50 31.10 2.90 0.40	07/01/2014	Trading
CNH America LLC Source Location: Belleville Plant, Union Township County: Mifflin Contact Person: Audrey Van Dyke Telephone Number: (262) 636-6073	VOC	39.11	08/01/2018	Trading
Masonic Homes Source Location: One Drive, Elizabethtown County: Lancaster Contact Person: Jeffrey Gromis Telephone Number: (717) 367-1121 Ext 33158	NOx VOC PM2.5 PM10	7.6 3.1 13.0 14.0	12/31/2012	Trading
Foamex, L.P. Source Location: 1500 East 2nd Street, Eddystone County: Delaware Contact Person: John F. McLaverty Telephone Number: (610) 245-2765	NOx VOC SOx CO	7.67 84.25 1.03 26.93	12/31/2018	Trading
Norcross Safety Products Source Location: US RT 1 at Brinton Lake Rd, Concordville County: Delaware Contact Person: Anthony Ricci Telephone Number: 401-275-2432	VOC	7.62	03/27/2017	Trading
NVF Company Source Location: 400 Mulberry St, Kennett Square County: Chester Contact Person: William Campbell Telephone Number: (302) 239-5281 ext 317	NOx VOC SOx	18.86 34.05 28.42	01/31/2015	Trading
P.H. Glatfelter Company Source Location: 228 South Main St, Spring Grove County: York Contact Person: Jonathan E. Moores Telephone Number: (717) 225-4711 X 2395	SOx	428.00		Trading
The Hershey Company Source Location: Derry Township Plant County: Dauphin Contact Person: Charles Stoner Jr. Telephone number: 717-534-4692	VOC NOx PM10 PM2.5 CO	37.00 4.00 44.50 8.00 4.90	07/01/2018	Trading
The Hershey Company Source Location: Reading Plant County: Berks Contact Person: Charles Stoner Jr. Telephone number: 717-534-4692	VOC PM10 PM2.5	5.36 24.63 4.43	05/01/2019	Trading
World Kitchen, Inc. (formerly Corning) Source Location: Charleroi Plant County: Washington Contact Person: Tony Pane Telephone Number: (724) 489-2255	NOx	42.00	03/31/2012	Trading/ Internal Use

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Bellefield Boiler Plant Source Location: 4400 Forbes Ave, Pittsburgh County: Allegheny Contact Person: Anthony J. Young Telephone Number: (412) 578-2495	PM10 PM2.5 SOx	78.5 66.9 735.2		Trading/ Internal Use
GenOn Energy REMA, LLC Source Location: Wayne Station, Cochran County: Crawford Contact Person: Keith A. Schmidt Telephone Number: (724) 597-8193	NOx VOCs CO SOx PM10	57.10 6.40 0.50 15.3 0.80	02/21/2014	Trading
Texas Eastern Transmission, L.P. Source Location: Holbrook Station, Wind Ridge County: Greene Contact Person: Mathew J. Myers Telephone Number: (412) 375-3064	NOx VOC PM CO	117.00 11.00 4.00 24	09/15/2019	Trading/ Internal Use
American Video Glass LLC (Sony Electronics) Source Location: 777 Technology Dr, Mt. Pleasant County: Westmoreland Contact Person: Doug Orbin Telephone Number: (724) 696-7171	NOx	649.25	04/30/2016	Trading/ Internal Use

**Bureau of Air Quality
SUMMARY OF ERC TRANSACTION**

The following ERC transactions are approved by the Bureau of Air Quality, Department of Environmental Protection, Commonwealth of Pennsylvania. The ERC transaction requirements are specified in 25 Pa. Code Section 127.208.

ERC GENERATING FACILITY INFORMATION

ERC Generating Facility Name: 3M Company
Location of Source: Bristol Township, Bucks County, Pennsylvania
Certified ERCs (tpy): 607 of VOC
Amount of ERCs traded: 61 tpy; 44 tpy, 23 tpy; 81 tpy of VOC
Date of ERCs transfer: 07/20/2005; 05/09/2006, 05/2/2007; 5/24/2011
ERCs available for future use: 398 tpy

PURCHASER/RECIPIENT OF ERCs

Recipient of ERCs: Sunoco Inc
Mailing Address: Ten Penn Center, 1801 Market St, Philadelphia, PA 19103
Amount of ERCs received: 61tpy of VOC
Intended Use: Offsets
VOC credits available for future use: 61 tpy (Expiration Date; 11/30/2011)
Purchaser/Recipient of ERCs: Dominion Cove Point LNG, LP
Location of Source: Maryland
Plan Approval Number: NA
VOCs credits used: 0 tpy
VOC credits available for future use: 44 (Expiration Date: 11/30/2011)
Purchaser/Recipient of ERCs: Merck & Co
Location of Source: West point
Plan Approval Number: NA
VOCs credits used: 0 tpy
VOC credits available for future use: 23

VOC credits available used in Plan Approval No. 46-0005AD: 23
VOC Credit Available: NIL
Purchaser/Recipient of ERCs: Merck Sharp & Dohme Corp
Location of Source: West point
Plan Approval Number: NA
VOCs credits used: 0 tpy
VOC credits available for future use: 81
Expiry date: 11/30/2011

Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for the Plum Run Watershed in Adams County Pennsylvania

The Department of Environmental Protection will accept comments on the proposed TMDLs developed for the Plum Run Watershed in Adams County, PA. These TMDLs were established in accordance with the requirements of Section 303(d) of the Clean Water Act. The Pennsylvania Integrated Water Quality Monitoring and Assessment Report included impaired stream segments in this watershed. The listings of these waterbodies were due to use impairments caused by excessive siltation from agriculture.

There currently are no state or federal instream numerical water quality criteria for siltation. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. These proposed TMDLs set allowable loadings of sediment in the Plum Run Watershed. The sediment loadings were allocated among cropland, hay/pasture land, transitional land and stream bank categories present in the watershed. Data used in establishing these TMDLs was generated using a water quality analysis model (AVGWLF) designed by the Pennsylvania State University.

The following table shows the estimated current sediment loadings for the watershed. Overall load reductions necessary in order to meet the TMDLs are also identified.

Summary of TMDL Based Load Reductions in the Plum Run Watershed

POLLUTANT	EXISTING LOAD (lbs./yr.)	EXISTING LOAD (lbs./day)	TMDL (lbs./yr.)	TMDL (lbs./day)	PERCENT REDUCTION
Sediment	1,511,400	4,141	1,140,374	3,124	25%

The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. The proposed TMDLs and information on the TMDL program can be viewed on the Department's website (www.dep.state.pa.us/watermanagement_apps/tmdl/). To request a copy of any of the proposed TMDLs contact:

Gary M. Gocek, Water Program Specialist
Watershed Protection Division, Central Office
Pennsylvania Department of Environmental Protection
Rachel Carson State Office Building
Harrisburg, PA 17105
Phone: 717-772-1674, e-mail: ggocek@state.pa.us

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for approval. Written comments will be accepted at the above address and must be postmarked by 45 days after publication in the *PA Bulletin*. A public meeting to discuss the technical merits of the TMDLs will be held upon request.

[Pa.B. Doc. No. 11-1046. Filed for public inspection June 24, 2011, 9:00 a.m.]

Chesapeake Bay Advisory Committee Meeting Cancellation

The July 7, 2011, meeting of the Chesapeake Bay Advisory Committee has been cancelled. The next meeting is scheduled for October 4, 2011, at 10 a.m. in the Susquehanna Room, South Central Regional Office, 909 Elmerton Avenue, Harrisburg, PA.

Questions concerning the next scheduled meeting of the Chesapeake Bay Advisory Committee can be directed to Marjorie Hughes at mahughes@state.pa.us or (717) 772-5660.

The agenda and meeting materials for the October 4, 2011, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (select "Public Participation").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5660 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1047. Filed for public inspection June 24, 2011, 9:00 a.m.]

Pennsylvania Energy Development Authority Meeting Cancellation

A meeting of the Pennsylvania Energy Development Authority Board scheduled on Friday, June 24, 2011 at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA has been canceled and will be rescheduled. Questions concerning this announcement can be directed to Tom Bell at (717) 772-5942 or tbell@state.pa.us.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1048. Filed for public inspection June 24, 2011, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of The Ambulatory Surgery Center at St. Mary for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Ambulatory Surgery Center at St. Mary has requested an exception to the requirements of 28 Pa. Code § 569.35 (relating to general safety precautions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1049. Filed for public inspection June 24, 2011, 9:00 a.m.]

Application of Fulton County Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Fulton County Medical Center has requested an exception to the requirements of 28 Pa. Code § 107.26(b)(2) (relating to additional committees).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1050. Filed for public inspection June 24, 2011, 9:00 a.m.]

Application of Rothman Specialty Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Rothman Specialty Hospital has requested an exception to the requirements of 28 Pa. Code § 111.2 (relating to organization and staffing).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1051. Filed for public inspection June 24, 2011, 9:00 a.m.]

Application of The Western Pennsylvania Hospital—Forbes Regional Campus for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Western Pennsylvania Hospital—Forbes Regional Campus has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with mini-

mum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.1-7.2.2.1 (relating to corridor width).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1052. Filed for public inspection June 24, 2011, 9:00 a.m.]

Infant Hearing Screening Advisory Committee Meetings

The Infant Hearing Screening Advisory Committee, established under the Infant Hearing Education, Assessment, Reporting and Referral (IHEARR) Act (11 P.S. §§ 876-1—876-9), will hold the following public meetings:

Thursday, September 8, 2011, from 10 a.m. to 3 p.m. in the Lebanon Room, Harrisburg PaTTAN Offices, 6340 Flank Drive, Harrisburg, PA 17112.

Thursday, December 8, 2011, from 10 a.m. to 3 p.m. in the Lebanon Room, Harrisburg PaTTAN Offices, 6340 Flank Drive, Harrisburg, PA 17112.

Driving directions can be found on the PaTTAN web site: www.pattan.net/about/PaTTANHarrisburg.aspx.

For additional information, or for persons with a disability who wish to attend a meeting and require auxiliary aid, service or other accommodation to do so, contact Arthur A. Florio, Public Health Program Administrator, Newborn Hearing Screening Program, Division of Newborn Screening and Genetics at (717) 783-8143. Speech and/or hearing impaired persons use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TTY).

Meetings are subject to cancellation without notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1053. Filed for public inspection June 24, 2011, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Epworth Manor
951 Washington Avenue
Tyrone, PA 16686

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.25(b) (relating to kitchen):

Hempfield Manor
1118 Woodward Drive
Greensburg, PA 15601

The following long-term care nursing facility is seeking an exception to 28 Pa. Code §§ 205.36(h) and 205.39(b) (relating to bathing facilities; and toilet room equipment):

Homestead Village, Inc.
1800 Village Circle
P. O. Box 3227
Lancaster, PA 17604-3227
FAC ID 085902

These requests are on file with the Department of Health (Department). Persons may receive a copy of the request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1054. Filed for public inspection June 24, 2011, 9:00 a.m.]

Quick Response Service Program Recognition Requirements

Under 28 Pa. Code § 1015.1(a) (relating to quick response service), the following equipment and supplies shall be maintained and readily available in working order for use by a quick response service (QRS) recognized by the Department of Health under 28 Pa. Code § 1015.1 and by an applicant for QRS recognition.

A. Vehicle Requirements

Although a QRS is not required to have a vehicle to respond to emergencies, if it does, the vehicle being used

on the highways of this Commonwealth must conform to all applicable requirements in 75 Pa.C.S. (relating to the Vehicle Code). If the QRS will not be using a vehicle, it must provide information on how it will transport its personnel and its equipment and supplies to the scene of an emergency.

B. Required Equipment and Supplies

The following equipment and supplies must be carried and readily available and in working order for use by a QRS.

1. Portable Suction Unit with Wide-bore Tubing. Must achieve a vacuum of 300 mm/Hg or 11.8" of water in 4 seconds.
2. Suction Catheters, Pharyngeal:
 - Rigid (1)
 - Flexible, sizes
 - 6 and 8 (1 each)
 - 10 or 12 (2)
 - 14 or 16 (2)
 - (Must be sterile) Size is FR for each
3. Airways:
 - Nasopharyngeal (5 different sizes to include at least one between size 16-24 fr. and one between size 26-34 fr.)
 - Oropharyngeal (6 different sizes to include at least one size 0-1, one 2-3 and one size 4-5)
4. Sphygmomanometer:
 - Child, adult and thigh (large) (1 each). Interchangeable gauges are permitted
5. Stethoscope (1) Adult and (1) Pediatric
6. Penlight (1)
7. Portable Oxygen Unit (1):
 - Cylinder with a capacity of at least 300 liters, (D size) with 500 psi Yoke Cylinder with a minimum total pressure of 500 psi. Nonsparking wrench/tank opening device gauge/flow meter not gravity dependent and capable of delivering 0-25 liters per minute
 - Full spare cylinder with a 300-liter capacity
 - Cylinders must be secured in the vehicle at all times.
8. Oxygen Delivery Devices:
 - Nasal cannula, adult and pediatric (1 each)
 - High concentration masks capable of providing 80% or greater concentration
 - Adult, pediatric, and infant (1 each)
 - Pocket mask with one-way valve and oxygen port (1)
 - Bag-valve-mask devices, hand operated adult (1) and hand operated infant/pediatric (450-700cc) (1), must be capable of high concentration oxygen delivery with adult and pediatric masks
9. Dressings:
 - Multi trauma (10" by 30") (4)
 - Occlusive (3" by 4") (4)
 - Sterile gauze pads (3" by 3") (25)
 - Soft self-adhering (6 rolls)
10. Adhesive Tape: (4 rolls assorted), one of which must be hypoallergenic

11. Immobilization Devices:
 - Lateral cervical spine device (1)
 - Long spine board (1)
 - Short spine board (1)
 - Rigid/Semirigid neck immobilizer S, M, L, pediatric (1 each) Multi-size are permitted and will suffice for the S, M, L (3)
12. Sterile Burn Sheet (4' by 4') (2)
13. Cold Packs, Chemical (4)
14. Hot Packs, Chemical (4)
15. Sterile Water/Normal Saline (2 liters)
16. Triangular Bandages (8)
17. Sterile OB Kit (1)
18. Separate Bulb Syringe (1)
19. Bandage Shears (1)
20. Regional Approved Triage Tags (20)
21. Blankets (2)
22. Instant Glucose (40% dextrose-d-glucose gel) 45 grams
23. Emergency Jump Kit (1)
24. Splinting Devices:
 - Upper and Lower Extremity Splints (2 each)
25. Personal Protective Equipment (PPE) Helmet, eye protection and high-visibility safety apparel (1 per provider)
26. Emergency Response Guidebook published by the United States Department of Transportation, current edition
27. Radio Communications Equipment: Equipment, per regional requirements and capable of communicating with a public safety answering point and ambulance services within the response areas of the QRS. A cellular phone may only be used as a backup means of communication.
28. Automated External Defibrillator. (Effective January 1, 2011)
29. Personal Infection Control Kit (1) set for each crew member, consisting of:
 - Eye protection
 - Face mask
 - Gown
 - Surgical cap
 - Foot coverings
 - Double barrier gloves
 - Fit-tested Disposable N95 Respirator (1 per crew members)
30. Biological Waste Container per Infection Control Plan
31. Infection Control Plan
32. Hand Disinfectant-Nonwater Hand Cleaner/Disinfectant
33. Commercial Tourniquet (1)
34. Copy of Most Current Version Statewide EMS Protocols

All equipment that may be used in direct contact with patients must be reasonably clean and easily cleaned of blood and body fluids. No drug and/or medication or supplies may be carried beyond an expiration date assigned to it.

C. Recommendation Regarding Latex

Some patients and QRS personnel may have an allergy to latex. It is recommended, but not required, that when possible, latex free supplies and equipment should be carried.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact George Aupperlee, Department of Health, Bureau of Emergency Medical Services, Room 606, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 787-8740. Persons with speech or hearing impairment may telephone V/TT (717) 783-6154 or use the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1055. Filed for public inspection June 24, 2011, 9:00 a.m.]

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Maximum Allowable Prices and Competitive Prices

Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) (relating to selection criteria for authorization and reauthorization; and terms and conditions of participation) and 7 CFR 246.12 (relating to food delivery systems), the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2011, through September 30, 2011, the Maximum Allowable Prices the Department of Health (Department) will pay Type 1 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.....	\$1.55
Beans/Peas—Dry—16 oz.....	\$1.88
Canned Fish—Pink Salmon.....	\$2.06
Canned Fish—Sardines.....	\$1.31
Canned Fish—Tuna.....	\$1.08
Cereal (per oz.).....	\$0.32
Cheese, 16 oz.....	\$7.26
Eggs.....	\$1.85
Gerber Infant Cereal—8 oz.....	\$1.93
Infant Fruits, 100%—4 oz.....	\$0.62
Infant Vegetables, 100%—4 oz.....	\$0.62
Infant Meats, 100%—2.5 oz.....	\$0.95
Juice—11.5/12 oz.....	\$2.15
Juice—48 oz.....	\$2.97
Juice—64 oz.....	\$3.88

<i>Description</i>	<i>Maximum Allowable Price</i>	<i>Description</i>	<i>Maximum Allowable Price</i>
Kosher Cheese—16 oz.	\$8.08	Good Start Gentle Powder Formula—12.7	\$14.11
Kosher Low Fat Milk—quart	\$1.51	Good Start Soy Concentrate—Blue Formula— 12.1 oz.	\$4.51
Kosher Low Fat Milk—1/2 gallon	\$2.63	Good Start Soy Concentrate—Blue Formula— 13 oz.	\$4.51
Kosher Whole Milk—quart	\$1.50	Good Start Soy RTF—Blue Formula—32 oz.	\$6.56
Kosher Whole Milk—1/2 gallon	\$2.61	Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz).	\$6.56
Milk, Dry—9.6 oz.	\$3.94	Good Start Soy Powder—Blue Formula— 12.9 oz.	\$15.21
Milk, Dry—25.6 oz.	\$7.91	Good Start 2 Soy Powder Formula—24 oz.	\$23.00
Milk, Evaporated—12 oz.	\$1.23	Good Start 2 Gentle Powder Formula— Blue w/orange—24 oz.	\$23.99
Milk, Low Fat—quart	\$1.42	Good Start 2 Gentle Powder Formula—22 oz. ...	\$23.99
Milk, Low Fat—1/2 gallon	\$2.63	Good Start 2 Protect Powder Formula— Blue w/green—24 oz.	\$26.41
Milk, Low Fat Lactose Free—quart	\$2.33	Good Start 2 Protect Powder Formula—22 oz. ...	\$26.41
Milk, Low Fat Lactose Free—1/2 gallon	\$3.75	Good Start Protect Powder Formula—Green— 12 oz.	\$14.61
Milk, Whole—quart	\$1.42	Good Start Protect Powder Formula—12.4 oz. ...	\$14.61
Milk, Whole—1/2 gallon	\$2.48	Nutramigen LIPIL Concentrate Formula— 13 oz.	\$7.01
Milk, Whole Lactose Free—quart	\$2.17	Nutramigen LIPIL RTF Formula—32 oz.	\$8.98
Milk, Whole Lactose Free—1/2 gallon	\$3.69	Nutramigen LIPIL w/Enflora Powder Formula— 12.6 oz.	\$23.16
Peanut Butter—18 oz.	\$2.40	Pediasure RTF Formula—8 oz.	\$1.93
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.25	Pediasure w/Fiber RTF Formula—8 oz.	\$1.86
Soy Beverage—8th Continent 64 oz.	\$3.00	Similac Advance Concentrate Formula—13 oz. ...	\$4.32
Tofu—Soy Boy/House Premium 15/16 oz.	\$2.07	Similac Advance RTF Formula—32 oz.	\$6.34
Whole Grain—Bread, 16 oz.	\$3.81	Similac Advance w/Iron Powder Formula— 12.4 oz.	\$13.33
Whole Grain—Bread, 24 oz.	\$3.84	Similac Expert Care Alimentum RTF Formula— 32 oz.	\$9.14
Whole Grain—Brown Rice, 16 oz.	\$1.53	Similac Expert Care Alimentum Powder Formula—16 oz.	\$26.02
Whole Grain—Brown Rice, 24 oz.	\$3.15	Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$6.49
Whole Grain—Oats, 16 oz.	\$2.26	Similac Expert Care NeoSure RTF Formula— 32 oz.	\$7.48
Whole Grain—Oats, 24 oz.	\$5.56	Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$15.49
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.40	Store Brand Milk Based Concentrate Formula— 13 oz.	\$2.84
Boost RTF Formula—8 oz.	\$2.00	Store Brand Milk Based RTF Formula—32 oz. ...	\$3.79
EnfaCare LIPIL RTF Formula—32 oz.	\$7.01	Store Brand Milk Based Powder Formula— 25.75 oz.	\$16.13
EnfaCare LIPIL Powder Formula—12.8 oz.	\$13.99		
EnfaCare w/Iron Powder Formula—15.1 oz.	\$16.39		
Enfamil Premium Infant Concentrate Formula—13 oz.	\$4.59		
Enfamil Premium Infant RTF Formula— 32 oz.	\$6.75		
Enfamil Premium Infant Powder Formula— 12.5 oz.	\$13.85		
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.30		
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.30		
Good Start Gentle RTF—Orange Formula— 32 oz.	\$6.35		
Good Start Gentle RTF—Orange Formula— 4-count, 8.45 oz. (33.8 oz.)	\$6.35		
Good Start Gentle Powder—Orange Formula— 12 oz.	\$14.11		

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustment).

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2011, through September 30, 2011, the Competitive Prices for WIC Authorization for Type 1 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.....	\$1.36
Beans/Peas—Dry—16 oz.....	\$1.68
Canned Fish—Pink Salmon.....	\$1.99
Canned Fish—Sardines.....	\$1.24
Canned Fish—Tuna.....	\$1.01
Cereal (per oz.).....	\$0.29
Cheese, 16 oz.....	\$5.41
Eggs.....	\$1.70
Gerber Infant Cereal—8 oz.....	\$1.93
Infant Fruits, 100%—4 oz.....	\$0.61
Infant Vegetables, 100%—4 oz.....	\$0.61
Infant Meats, 100%—2.5 oz.....	\$0.93
Juice—11.5/12 oz.....	\$1.95
Juice—48 oz.....	\$2.87
Juice—64 oz.....	\$3.50
Kosher Cheese—16 oz.....	\$7.98
Kosher Low Fat Milk—1/2 gallon.....	\$2.60
Kosher Whole Milk—1/2 gallon.....	\$2.58
Milk, Low Fat—1/2 gallon.....	\$2.47
Milk, Whole—1/2 gallon.....	\$2.33
Peanut Butter—18 oz.....	\$2.28
Whole Grain—Bread, 16 oz.....	\$3.58
Whole Grain—Brown Rice, 16 oz.....	\$1.53
Whole Grain—Oats, 16 oz.....	\$2.21
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.....	\$2.22
Good Start Gentle Concentrate—Orange Formula—12.1 oz.....	\$4.30
Good Start Gentle Concentrate—Orange Formula—13 oz.....	\$4.30
Good Start Gentle Powder—Orange Formula— 12 oz.....	\$14.11
Good Start Gentle Powder Formula—12.7 oz....	\$14.11
Good Start Soy Concentrate—Blue Formula— 12.1 oz.....	\$4.51
Good Start Soy Concentrate—Blue Formula— 13 oz.....	\$4.51
Good Start Soy Powder—Blue Formula— 12.9 oz.....	\$15.21

Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2011, through September 30, 2011, the Maximum Allowable Prices the Department will pay Type 2 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.....	\$1.55
Beans/Peas—Dry—16 oz.....	\$1.91
Canned Fish—Pink Salmon.....	\$2.08
Canned Fish—Sardines.....	\$1.41
Canned Fish—Tuna.....	\$1.19
Cereal (per oz.).....	\$0.33
Cheese, 16 oz.....	\$7.26
Eggs.....	\$1.85
Gerber Infant Cereal—8 oz.....	\$2.09
Infant Fruits, 100%—4 oz.....	\$0.77
Infant Vegetables, 100%—4 oz.....	\$0.77
Infant Meats, 100%—2.5 oz.....	\$1.02
Juice—11.5/12 oz.....	\$2.44
Juice—48 oz.....	\$3.14
Juice—64 oz.....	\$4.14
Kosher Cheese—16 oz.....	\$8.10
Kosher Low Fat Milk—quart.....	\$1.51
Kosher Low Fat Milk—1/2 gallon.....	\$2.63
Kosher Whole Milk—quart.....	\$1.50
Kosher Whole Milk—1/2 gallon.....	\$2.61
Milk, Dry—9.6 oz.....	\$3.94
Milk, Dry—25.6 oz.....	\$8.28
Milk, Evaporated—12 oz.....	\$1.35
Milk, Low Fat—quart.....	\$1.42
Milk, Low Fat—1/2 gallon.....	\$2.63
Milk, Low Fat Lactose Free—quart.....	\$2.33
Milk, Low Fat Lactose Free—1/2 gallon.....	\$4.01
Milk, Whole—quart.....	\$1.42
Milk, Whole—1/2 gallon.....	\$2.48
Milk, Whole Lactose Free—quart.....	\$2.28
Milk, Whole Lactose Free—1/2 gallon.....	\$4.06
Peanut Butter—18 oz.....	\$2.59
Soy Beverage—Pacific Natural Foods 32 oz.....	\$3.25
Soy Beverage—8th Continent 64 oz.....	\$3.39
Tofu—Soy Boy/House Premium 15/16 oz.....	\$2.11
Whole Grain—Bread, 16 oz.....	\$3.89
Whole Grain—Bread, 24 oz.....	\$4.00
Whole Grain—Brown Rice, 16 oz.....	\$2.06
Whole Grain—Brown Rice, 24 oz.....	\$3.15
Whole Grain—Oats, 16 oz.....	\$2.26
Whole Grain—Oats, 24 oz.....	\$5.56
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.....	\$2.40

<i>Description</i>	<i>Maximum Allowable Price</i>
Boost RTF Formula—8 oz.....	\$2.19
EnfaCare LIPIL RTF Formula—32 oz.....	\$7.49
EnfaCare LIPIL Powder Formula—12.8 oz.....	\$14.44
EnfaCare w/Iron Powder Formula—15.1 oz.....	\$16.84
Enfamil Premium Infant Concentrate Formula—13 oz.....	\$4.92
Enfamil Premium Infant RTF Formula—32 oz. .	\$7.12
Enfamil Premium Infant Powder Formula—12.5 oz.	\$14.23
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.73
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.73
Good Start Gentle RTF—Orange Formula—32 oz.	\$6.57
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.57
Good Start Gentle Powder—Orange Formula—12 oz.	\$15.16
Good Start Gentle Powder Formula—12.7 oz. ...	\$15.16
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$4.90
Good Start Soy Concentrate—Blue Formula—13 oz.	\$4.90
Good Start Soy RTF—Blue Formula—32 oz.	\$6.91
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.91
Good Start Soy Powder—Blue Formula—12.9 oz.	\$15.21
Good Start 2 Soy Powder Formula—24 oz.....	\$23.00
Good Start 2 Gentle Powder Formula—Blue w/orange—24 oz.....	\$23.99
Good Start 2 Gentle Powder Formula—22 oz. ...	\$23.99
Good Start 2 Protect Powder Formula— Blue w/green—24 oz.....	\$26.44
Good Start 2 Protect Powder Formula—22 oz....	\$26.44
Good Start Protect Powder Formula—Green—12 oz.	\$16.28
Good Start Protect Powder Formula—12.4 oz....	\$16.28
Nutramigen LIPIL Concentrate Formula—13 oz.	\$7.30
Nutramigen LIPIL RTF Formula—32 oz.....	\$9.20
Nutramigen LIPIL w/Enflora Powder Formula—12.6 oz.	\$23.56
Pediasure RTF Formula—8 oz.....	\$2.13
Pediasure w/Fiber RTF Formula—8 oz.....	\$2.09
Similac Advance Concentrate Formula—13 oz. .	\$4.54
Similac Advance RTF Formula—32 oz.	\$6.53
Similac Advance w/Iron Powder Formula—12.4 oz.	\$13.72

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.43
Similac Expert Care Alimentum Powder Formula— 16 oz.	\$26.86
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$7.44
Similac Expert Care NeoSure RTF Formula—32 oz.	\$7.65
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$15.89
Store Brand Milk Based Concentrate Formula—13 oz.	\$2.89
Store Brand Milk Based RTF Formula—32 oz. .	\$3.86
Store Brand Milk Based Powder Formula—25.75 oz.	\$17.39

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2011, through September 30, 2011, the Competitive Prices for WIC Authorization for Type 2 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.....	\$1.36
Beans/Peas—Dry—16 oz.	\$1.72
Canned Fish—Pink Salmon.....	\$2.07
Canned Fish—Sardines	\$1.37
Canned Fish—Tuna.....	\$1.10
Cereal (per oz.)	\$0.30
Cheese, 16 oz.	\$5.41
Eggs.....	\$1.70
Gerber Infant Cereal—8 oz.....	\$2.09
Infant Fruits, 100%—4 oz.....	\$0.76
Infant Vegetables, 100%—4 oz.....	\$0.76
Infant Meats, 100%—2.5 oz.	\$1.00
Juice—11.5/12 oz.....	\$2.27
Juice—48 oz.	\$3.04
Juice—64 oz.	\$3.77
Kosher Cheese—16 oz.	\$8.00
Kosher Low Fat Milk—1/2 gallon	\$2.62
Kosher Whole Milk—1/2 gallon	\$2.58
Milk, Low Fat—1/2 gallon	\$2.47

<i>Description</i>	<i>Competitive Prices</i>
Milk, Whole—1/2 gallon	\$2.33
Peanut Butter—18 oz.	\$2.46
Whole Grain—Bread, 16 oz.	\$3.73
Whole Grain—Brown Rice, 16 oz.	\$2.06
Whole Grain—Oats, 16 oz.	\$2.21
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.22
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.73
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.73
Good Start Gentle Powder—Orange Formula— 12 oz.	\$15.16
Good Start Gentle Powder Formula—12.7 oz.	\$15.16
Good Start Soy Concentrate—Blue Formula— 12.1 oz.	\$4.90
Good Start Soy Concentrate—Blue Formula— 13 oz.	\$4.90
Good Start Soy Powder—Blue Formula— 12.9 oz.	\$15.21

Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2011, through September 30, 2011, the Maximum Allowable Prices the Department of Health will pay Type 3 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.55
Beans/Peas—Dry—16 oz.	\$1.91
Canned Fish—Pink Salmon.	\$2.08
Canned Fish—Sardines	\$1.41
Canned Fish—Tuna	\$1.19
Cereal (per oz.)	\$0.36
Cheese, 16 oz.	\$7.26
Eggs	\$1.85
Gerber Infant Cereal—8 oz.	\$2.28
Infant Fruits, 100%—4 oz.	\$0.82
Infant Vegetables, 100%—4 oz.	\$0.82
Infant Meats, 100%—2.5 oz.	\$1.11
Juice—11.5/12 oz.	\$2.53
Juice—48 oz.	\$3.25
Juice—64 oz.	\$4.26
Kosher Cheese—16 oz.	\$8.10
Kosher Low Fat Milk—quart	\$1.74

<i>Description</i>	<i>Maximum Allowable Price</i>
Kosher Low Fat Milk—1/2 gallon	\$3.28
Kosher Whole Milk—quart	\$1.83
Kosher Whole Milk—1/2 gallon	\$3.28
Milk, Dry—9.6 oz.	\$4.41
Milk, Dry—25.6 oz.	\$8.35
Milk, Evaporated—12 oz.	\$1.47
Milk, Low Fat—quart	\$1.42
Milk, Low Fat—1/2 gallon	\$2.63
Milk, Low Fat Lactose Free—quart	\$2.33
Milk, Low Fat Lactose Free—1/2 gallon	\$4.07
Milk, Whole—quart	\$1.43
Milk, Whole—1/2 gallon	\$2.48
Milk, Whole Lactose Free—quart	\$2.42
Milk, Whole Lactose Free—1/2 gallon	\$4.06
Peanut Butter—18 oz.	\$2.77
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.25
Soy Beverage—8th Continent 64 oz.	\$3.39
Tofu—Soy Boy/House Premium 15/16 oz.	\$2.11
Whole Grain—Bread, 16 oz.	\$3.89
Whole Grain—Bread, 24 oz.	\$4.15
Whole Grain—Brown Rice, 16 oz.	\$2.43
Whole Grain—Brown Rice, 24 oz.	\$4.87
Whole Grain—Oats, 16 oz.	\$2.26
Whole Grain—Oats, 24 oz.	\$6.34
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.40
Boost RTF Formula—8 oz.	\$2.19
EnfaCare LIPIL RTF Formula— 32 oz.	\$9.01
EnfaCare LIPIL Powder Formula—12.8 oz.	\$16.35
EnfaCare w/Iron Powder Formula—15.1 oz.	\$18.26
Enfamil Premium Infant Concentrate Formula—13 oz.	\$6.15
Enfamil Premium Infant RTF Formula—32 oz.	\$7.54
Enfamil Premium Infant Powder Formula— 12.5 oz.	\$15.41
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.85
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.85
Good Start Gentle RTF—Orange Formula— 32 oz.	\$6.94
Good Start Gentle RTF—Orange Formula— 4-count, 8.45 oz. (33.8 oz.)	\$6.94
Good Start Gentle Powder—Orange Formula— 12 oz.	\$15.45
Good Start Gentle Powder Formula—12.7	\$15.45
Good Start Soy Concentrate—Blue Formula— 12.1 oz.	\$5.12

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2011, through September 30, 2011, the Competitive Prices for WIC Authorization for Type 3 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Good Start Soy Concentrate—Blue Formula—13 oz.	\$5.12
Good Start Soy RTF—Blue Formula—32 oz.	\$7.28
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$7.28
Good Start Soy Powder—Blue Formula—12.9 oz.	\$15.21
Good Start 2 Soy Powder Formula—24 oz.	\$23.00
Good Start 2 Gentle Powder Formula—Blue w/orange—24 oz.	\$23.99
Good Start 2 Gentle Powder Formula—22 oz.	\$23.99
Good Start 2 Protect Powder Formula— Blue w/green—24 oz.	\$26.49
Good Start 2 Protect Powder Formula—22 oz.	\$26.49
Good Start Protect Powder Formula—Green—12 oz.	\$16.28
Good Start Protect Powder Formula—12.4 oz.	\$16.28
Nutramigen LIPIL Concentrate Formula—13 oz.	\$7.82
Nutramigen LIPIL RTF Formula—32 oz.	\$9.50
Nutramigen LIPIL w/Enflora Powder Formula—12.6 oz.	\$23.56
Pediasure RTF Formula—8 oz.	\$2.53
Pediasure w/Fiber RTF Formula—8 oz.	\$2.63
Similac Advance Concentrate Formula—13 oz. ..	\$5.17
Similac Advance RTF Formula—32 oz.	\$7.86
Similac Advance w/Iron Powder Formula—12.4 oz.	\$15.02
Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.48
Similac Expert Care Alimentum Powder Formula— 16 oz.	\$27.28
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$8.19
Similac Expert Care NeoSure RTF Formula—32 oz.	\$9.23
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$15.89
Store Brand Milk Based Concentrate Formula—13 oz.	\$3.19
Store Brand Milk Based RTF Formula—32 oz. ..	\$4.79
Store Brand Milk Based Powder Formula—25.75 oz.	\$18.25

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.36
Beans/Peas—Dry—16 oz.	\$1.72
Canned Fish—Pink Salmon.	\$2.07
Canned Fish—Sardines	\$1.38
Canned Fish—Tuna	\$1.14
Cereal (per oz.)	\$0.33
Cheese, 16 oz.	\$5.41
Eggs	\$1.70
Gerber Infant Cereal—8 oz.	\$2.28
Infant Fruits, 100%—4 oz.	\$0.80
Infant Vegetables, 100%—4 oz.	\$0.80
Infant Meats, 100%—2.5 oz.	\$1.10
Juice—11.5/12 oz.	\$2.37
Juice—48 oz.	\$3.15
Juice—64 oz.	\$3.95
Kosher Cheese—16 oz.	\$8.00
Kosher Low Fat Milk—1/2 gallon	\$3.25
Kosher Whole Milk—1/2 gallon	\$3.25
Milk, Low Fat—1/2 gallon	\$2.47
Milk, Whole—1/2 gallon	\$2.34
Peanut Butter—18 oz.	\$2.68
Whole Grain—Bread, 16 oz.	\$3.73
Whole Grain—Brown Rice, 16 oz.	\$2.38
Whole Grain—Oats, 16 oz.	\$2.21
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.29
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.85
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.85
Good Start Gentle Powder—Orange Formula—12 oz.	\$15.45
Good Start Gentle Powder Formula—12.7 oz.	\$15.45
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$5.12
Good Start Soy Concentrate—Blue Formula—13 oz.	\$5.12
Good Start Soy Powder—Blue Formula—12.9 oz.	\$15.21

Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties.

Maximum Allowable Prices

Effective July 1, 2011, through September 30, 2011, the Maximum Allowable Prices the Department of Health will pay Type 1 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.....	\$1.64
Beans/Peas—Dry—16 oz.....	\$2.02
Canned Fish—Pink Salmon.....	\$2.06
Canned Fish—Sardines.....	\$1.39
Canned Fish—Tuna.....	\$1.09
Cereal (per oz.).....	\$0.33
Cheese, 16 oz.....	\$7.33
Eggs.....	\$1.95
Gerber Infant Cereal—8 oz.....	\$2.00
Infant Fruits, 100%—4 oz.....	\$0.64
Infant Vegetables, 100%—4 oz.....	\$0.64
Infant Meats, 100%—2.5 oz.....	\$0.96
Juice—11.5/12 oz.....	\$2.30
Juice—48 oz.....	\$3.02
Juice—64 oz.....	\$4.02
Kosher Cheese—16 oz.....	\$8.99
Kosher Low Fat Milk—quart.....	\$1.51
Kosher Low Fat Milk—1/2 gallon.....	\$2.67
Kosher Whole Milk—quart.....	\$1.50
Kosher Whole Milk—1/2 gallon.....	\$2.63
Milk, Dry—9.6 oz.....	\$4.15
Milk, Dry—25.6 oz.....	\$8.26
Milk, Evaporated—12 oz.....	\$1.26
Milk, Low Fat—quart.....	\$1.48
Milk, Low Fat—1/2 gallon.....	\$2.67
Milk, Low Fat Lactose Free—quart.....	\$2.33
Milk, Low Fat Lactose Free—1/2 gallon.....	\$3.85
Milk, Whole—quart.....	\$1.47
Milk, Whole—1/2 gallon.....	\$2.57
Milk, Whole Lactose Free—quart.....	\$2.33
Milk, Whole Lactose Free—1/2 gallon.....	\$3.88
Peanut Butter—18 oz.....	\$2.46
Soy Beverage—Pacific Natural Foods 32 oz.....	\$3.25
Soy Beverage—8th Continent 64 oz.....	\$3.05
Tofu—Soy Boy/House Premium 15/16 oz.....	\$2.07
Whole Grain—Bread, 16 oz.....	\$3.91
Whole Grain—Bread, 24 oz.....	\$3.99

<i>Description</i>	<i>Maximum Allowable Price</i>
Whole Grain—Brown Rice, 16 oz.....	\$1.53
Whole Grain—Brown Rice, 24 oz.....	\$3.15
Whole Grain—Oats, 16 oz.....	\$2.31
Whole Grain—Oats, 24 oz.....	\$5.61
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.....	\$2.40
Boost RTF Formula—8 oz.....	\$2.00
EnfaCare LIPIL RTF Formula—32 oz.....	\$7.29
EnfaCare LIPIL Powder Formula—12.8 oz.....	\$14.91
EnfaCare w/Iron Powder Formula—15.1 oz.....	\$17.31
Enfamil Premium Infant Concentrate Formula—13 oz.....	\$4.63
Enfamil Premium Infant RTF Formula—32 oz.....	\$6.80
Enfamil Premium Infant Powder Formula—12.5 oz.....	\$13.98
Good Start Gentle Concentrate—Orange Formula—12.1 oz.....	\$4.52
Good Start Gentle Concentrate—Orange Formula—13 oz.....	\$4.52
Good Start Gentle RTF—Orange Formula—32 oz.....	\$6.49
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.).....	\$6.49
Good Start Gentle Powder—Orange Formula—12 oz.....	\$14.84
Good Start Gentle Powder Formula—12.7 oz.....	\$14.84
Good Start Soy Concentrate—Blue Formula—12.1 oz.....	\$4.82
Good Start Soy Concentrate—Blue Formula—13 oz.....	\$4.82
Good Start Soy RTF—Blue Formula—32 oz.....	\$6.64
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.).....	\$6.64
Good Start Soy Powder—Blue Formula—12.9 oz.....	\$15.21
Good Start 2 Soy Powder Formula—24 oz.....	\$23.19
Good Start 2 Gentle Powder Formula—Blue w/orange—24 oz.....	\$25.99
Good Start 2 Gentle Powder Formula—22 oz.....	\$25.99
Good Start 2 Protect Powder Formula—Blue w/green—24 oz.....	\$26.49
Good Start 2 Protect Powder Formula—22 oz.....	\$26.49
Good Start Protect Powder Formula—Green—12 oz.....	\$15.48
Good Start Protect Powder Formula—12.4 oz.....	\$15.48
Nutramigen LIPIL Concentrate Formula—13 oz.....	\$7.17
Nutramigen LIPIL RTF Formula—32 oz.....	\$9.02
Nutramigen LIPIL w/Enflora Powder Formula—12.6 oz.....	\$23.67
Pediasure RTF Formula—8 oz.....	\$1.93

<i>Description</i>	<i>Maximum Allowable Price</i>
Pediasure w/Fiber RTF Formula—8 oz.....	\$2.04
Similac Advance Concentrate Formula—13 oz. . .	\$4.43
Similac Advance RTF Formula—32 oz.	\$6.44
Similac Advance w/Iron Powder Formula— 12.4 oz.	\$13.60
Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.33
Similac Expert Care Alimentum Powder Formula—16 oz.	\$27.01
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$6.49
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$7.81
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$16.16
Store Brand Milk Based Concentrate Formula— 13 oz.	\$2.87
Store Brand Milk Based RTF Formula—32 oz. . .	\$3.85
Store Brand Milk Based Powder Formula— 25.75 oz.	\$16.19

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2011, through September 30, 2011, the Competitive Prices for WIC Authorization for Type 1 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.....	\$1.42
Beans/Peas—Dry—16 oz.	\$1.78
Canned Fish—Pink Salmon.....	\$1.99
Canned Fish—Sardines	\$1.33
Canned Fish—Tuna	\$1.02
Cereal (per oz.)	\$0.30
Cheese, 16 oz.	\$5.51
Eggs	\$1.80
Gerber Infant Cereal—8 oz.....	\$2.00
Infant Fruits, 100%—4 oz.....	\$0.63
Infant Vegetables, 100%—4 oz.....	\$0.63
Infant Meats, 100%—2.5 oz.	\$0.93
Juice—11.5/12 oz.	\$2.11
Juice—48 oz.	\$2.92
Juice—64 oz.	\$3.65

<i>Description</i>	<i>Competitive Prices</i>
Kosher Cheese—16 oz.	\$8.89
Kosher Low Fat Milk—1/2 gallon	\$2.64
Kosher Whole Milk—1/2 gallon	\$2.60
Milk, Low Fat—1/2 gallon	\$2.52
Milk, Whole—1/2 gallon	\$2.46
Peanut Butter—18 oz.....	\$2.31
Whole Grain—Bread, 16 oz.	\$3.66
Whole Grain—Brown Rice, 16 oz.	\$1.53
Whole Grain—Oats, 16 oz.....	\$2.29
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.22
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.52
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.52
Good Start Gentle Powder—Orange Formula— 12 oz.	\$14.84
Good Start Gentle Powder Formula—12.7 oz. . . .	\$14.84
Good Start Soy Concentrate—Blue Formula— 12.1 oz.	\$4.82
Good Start Soy S Concentrate—Blue Formula— 13 oz.	\$4.82
Good Start Soy Powder—Blue Formula— 12.9 oz.	\$15.21

Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties.

Maximum Allowable Prices

Effective July 1, 2011, through September 30, 2011, the Maximum Allowable Prices the Department of Health will pay Type 2 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.....	\$1.64
Beans/Peas—Dry—16 oz.	\$2.02
Canned Fish—Pink Salmon.....	\$2.08
Canned Fish—Sardines	\$1.67
Canned Fish—Tuna	\$1.19
Cereal (per oz.)	\$0.35
Cheese, 16 oz.	\$7.33
Eggs	\$1.95
Gerber Infant Cereal—8 oz.....	\$2.19
Infant Fruits, 100%—4 oz.....	\$0.79
Infant Vegetables, 100%—4 oz.....	\$0.79
Infant Meats, 100%—2.5 oz.	\$1.05
Juice—11.5/12 oz.	\$2.44

<i>Description</i>	<i>Maximum Allowable Price</i>	<i>Description</i>	<i>Maximum Allowable Price</i>
Juice—48 oz.	\$3.17	Good Start Gentle Powder Formula—12.7 oz. ...	\$15.39
Juice—64 oz.	\$4.19	Good Start Soy Concentrate—Blue Formula— 12.1 oz.	\$4.95
Kosher Cheese—16 oz.	\$8.99	Good Start Soy Concentrate—Blue Formula— 13 oz.	\$4.95
Kosher Low Fat Milk—quart	\$1.51	Good Start Soy RTF—Blue Formula—32 oz.	\$6.91
Kosher Low Fat Milk—1/2 gallon	\$2.67	Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.91
Kosher Whole Milk—quart	\$1.52	Good Start Soy Powder—Blue Formula— 12.9 oz.	\$15.45
Kosher Whole Milk—1/2 gallon	\$2.63	Good Start 2 Soy Powder Formula—24 oz.	\$23.19
Milk, Dry—9.6 oz.	\$4.15	Good Start 2 Gentle Powder Formula—Blue w/orange—24 oz.	\$25.99
Milk, Dry—25.6 oz.	\$8.28	Good Start 2 Gentle Powder Formula—22 oz. ...	\$25.99
Milk, Evaporated—12 oz.	\$1.37	Good Start 2 Protect Powder Formula—Blue w/green—24 oz.	\$26.49
Milk, Low Fat—quart	\$1.48	Good Start 2 Protect Powder Formula—22 oz. ...	\$26.49
Milk, Low Fat—1/2 gallon	\$2.67	Good Start Protect Powder Formula—Green— 12 oz.	\$16.28
Milk, Low Fat Lactose Free—quart	\$2.33	Good Start Protect Powder Formula—12.4 oz. ...	\$16.28
Milk, Low Fat Lactose Free—1/2 gallon	\$4.14	Nutramigen LIPIL Concentrate Formula— 13 oz.	\$7.51
Milk, Whole—quart	\$1.52	Nutramigen LIPIL RTF Formula—32 oz.	\$9.20
Milk, Whole—1/2 gallon	\$2.57	Nutramigen LIPIL w/Enflora Powder Formula—12.6 oz.	\$23.82
Milk, Whole Lactose Free—quart	\$2.28	Pediasure RTF Formula—8 oz.	\$2.29
Milk, Whole Lactose Free—1/2 gallon	\$4.17	Pediasure w/Fiber RTF Formula—8 oz.	\$2.22
Peanut Butter—18 oz.	\$2.70	Similac Advance Concentrate Formula—13 oz. ...	\$4.70
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.25	Similac Advance RTF Formula—32 oz.	\$6.71
Soy Beverage—8th Continent 64 oz.	\$3.39	Similac Advance w/Iron Powder Formula— 12.4 oz.	\$14.44
Tofu—Soy Boy/House Premium 15/16 oz.	\$2.13	Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.74
Whole Grain—Bread, 16 oz.	\$3.91	Similac Expert Care Alimentum Powder Formula—16 oz.	\$27.51
Whole Grain—Bread, 24 oz.	\$4.00	Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$7.79
Whole Grain—Brown Rice, 16 oz.	\$2.06	Similac Expert Care NeoSure RTF Formula— 32 oz.	\$7.93
Whole Grain—Brown Rice, 24 oz.	\$3.15	Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$16.68
Whole Grain—Oats, 16 oz.	\$2.31	Store Brand Milk Based Concentrate Formula— 13 oz.	\$2.95
Whole Grain—Oats, 24 oz.	\$5.83	Store Brand Milk Based RTF Formula—32 oz. ...	\$4.05
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.41	Store Brand Milk Based Powder Formula— 25.75 oz.	\$17.39
Boost RTF Formula—8 oz.	\$2.19		
EnfaCare LIPIL RTF Formula— 32 oz.	\$7.74		
EnfaCare LIPIL Powder Formula—12.8 oz.	\$15.30		
EnfaCare w/Iron Powder Formula—15.1 oz.	\$17.70		
Enfamil Premium Infant Concentrate Formula—13 oz.	\$4.92		
Enfamil Premium Infant RTF Formula—32 oz. .	\$7.12		
Enfamil Premium Infant Powder Formula— 12.5 oz.	\$14.63		
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.78		
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$4.78		
Good Start Gentle RTF—Orange Formula— 32 oz.	\$6.86		
Good Start Gentle RTF—Orange Formula— 4-count, 8.45 oz. (33.8 oz.)	\$6.86		
Good Start Gentle Powder—Orange Formula— 12 oz.	\$15.39		

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2011, through September 30, 2011, the Competitive Prices for WIC Authorization for Type 2 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.....	\$1.42
Beans/Peas—Dry—16 oz.....	\$1.78
Canned Fish—Pink Salmon.....	\$2.07
Canned Fish—Sardines.....	\$1.39
Canned Fish—Tuna.....	\$1.10
Cereal (per oz.).....	\$0.32
Cheese, 16 oz.....	\$5.51
Eggs.....	\$1.80
Gerber Infant Cereal—8 oz.....	\$2.19
Infant Fruits, 100%—4 oz.....	\$0.78
Infant Vegetables, 100%—4 oz.....	\$0.78
Infant Meats, 100%—2.5 oz.....	\$1.04
Juice—11.5/12 oz.....	\$2.28
Juice—48 oz.....	\$3.07
Juice—64 oz.....	\$3.85
Kosher Cheese—16 oz.....	\$8.89
Kosher Low Fat Milk—1/2 gallon.....	\$2.64
Kosher Whole Milk—1/2 gallon.....	\$2.60
Milk, Low Fat—1/2 gallon.....	\$2.52
Milk, Whole—1/2 gallon.....	\$2.46
Peanut Butter—18 oz.....	\$2.52
Whole Grain—Bread, 16 oz.....	\$3.73
Whole Grain—Brown Rice, 16 oz.....	\$2.06
Whole Grain—Oats, 16 oz.....	\$2.29
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.....	\$2.36
Good Start Gentle Concentrate—Orange Formula—12.1 oz.....	\$4.78
Good Start Gentle Concentrate—Orange Formula—13 oz.....	\$4.78
Good Start Gentle Powder—Orange Formula— 12 oz.....	\$15.39
Good Start Gentle Powder Formula—12.7 oz....	\$15.39
Good Start Soy Concentrate—Blue Formula— 12.1 oz.....	\$4.95
Good Start Soy Concentrate—Blue Formula— 13 oz.....	\$4.95
Good Start Soy Powder—Blue Formula— 12.9 oz.....	\$15.45

Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties.

Maximum Allowable Prices

Effective July 1, 2011, through September 30, 2011, the Maximum Allowable Prices the Department of Health will pay Type 3 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.....	\$1.64
Beans/Peas—Dry—16 oz.....	\$2.02
Canned Fish—Pink Salmon.....	\$2.17
Canned Fish—Sardines.....	\$1.67
Canned Fish—Tuna.....	\$1.25
Cereal (per oz.).....	\$0.37
Cheese, 16 oz.....	\$8.34
Eggs.....	\$1.95
Gerber Infant Cereal—8 oz.....	\$2.57
Infant Fruits, 100%—4 oz.....	\$0.85
Infant Vegetables, 100%—4 oz.....	\$0.85
Infant Meats, 100%—2.5 oz.....	\$1.18
Juice—11.5/12 oz.....	\$2.67
Juice—48 oz.....	\$3.25
Juice—64 oz.....	\$4.26
Kosher Cheese—16 oz.....	\$9.14
Kosher Low Fat Milk—quart.....	\$1.77
Kosher Low Fat Milk—1/2 gallon.....	\$3.28
Kosher Whole Milk—quart.....	\$1.88
Kosher Whole Milk—1/2 gallon.....	\$3.28
Milk, Dry—9.6 oz.....	\$4.54
Milk, Dry—25.6 oz.....	\$8.43
Milk, Evaporated—12 oz.....	\$1.47
Milk, Low Fat—quart.....	\$1.64
Milk, Low Fat—1/2 gallon.....	\$2.80
Milk, Low Fat Lactose Free—quart.....	\$2.33
Milk, Low Fat Lactose Free—1/2 gallon.....	\$4.14
Milk, Whole—quart.....	\$1.64
Milk, Whole—1/2 gallon.....	\$2.81
Milk, Whole Lactose Free—quart.....	\$2.42
Milk, Whole Lactose Free—1/2 gallon.....	\$4.17
Peanut Butter—18 oz.....	\$2.98
Soy Beverage—Pacific Natural Foods 32 oz.....	\$3.25
Soy Beverage—8th Continent 64 oz.....	\$3.65
Tofu—Soy Boy/House Premium 15/16 oz.....	\$2.45
Whole Grain—Bread, 16 oz.....	\$3.91
Whole Grain—Bread, 24 oz.....	\$4.15
Whole Grain—Brown Rice, 16 oz.....	\$2.43
Whole Grain—Brown Rice, 24 oz.....	\$4.87
Whole Grain—Oats, 16 oz.....	\$2.70
Whole Grain—Oats, 24 oz.....	\$6.34
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.....	\$2.52

<i>Description</i>	<i>Maximum Allowable Price</i>
Boost RTF Formula—8 oz.....	\$2.19
EnfaCare LIPIL RTF Formula— 32 oz.....	\$9.01
EnfaCare LIPIL Powder Formula—12.8 oz.....	\$17.26
EnfaCare w/Iron Powder Formula—15.1 oz.....	\$19.66
Enfamil Premium Infant Concentrate Formula—13 oz.....	\$6.15
Enfamil Premium Infant RTF Formula—32 oz. .	\$8.45
Enfamil Premium Infant Powder Formula—12.5 oz.	\$15.76
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$5.74
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$5.74
Good Start Gentle RTF—Orange Formula—32 oz.	\$8.14
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.)	\$8.14
Good Start Gentle Powder—Orange Formula—12 oz.	\$18.08
Good Start Gentle Powder Formula—12.7 oz.	\$18.08
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$5.53
Good Start Soy Concentrate—Blue Formula—13 oz.	\$5.53
Good Start Soy RTF—Blue Formula—32 oz.	\$7.47
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$7.47
Good Start Soy Powder—Blue Formula—12.9 oz.	\$17.59
Good Start 2 Soy Powder Formula—24 oz.....	\$23.49
Good Start 2 Gentle Powder Formula—Blue w/orange—24 oz.....	\$25.99
Good Start 2 Gentle Powder Formula—22 oz.	\$25.99
Good Start 2 Protect Powder Formula— Blue w/green—24 oz.....	\$26.49
Good Start 2 Protect Powder Formula—22 oz....	\$26.49
Good Start Protect Powder Formula—Green—12 oz.	\$16.57
Good Start Protect Powder Formula—12.4 oz....	\$16.57
Nutramigen LIPIL Concentrate Formula—13 oz.	\$8.63
Nutramigen LIPIL RTF Formula—32 oz.	\$10.94
Nutramigen LIPIL w/Enflora Powder Formula—12.6 oz.	\$25.15
Pediasure RTF Formula—8 oz.....	\$2.64
Pediasure w/Fiber RTF Formula—8 oz.....	\$2.63
Similac Advance Concentrate Formula—13 oz. .	\$5.59
Similac Advance RTF Formula—32 oz.	\$8.04
Similac Advance w/Iron Powder Formula—12.4 oz.	\$16.51

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care Alimentum RTF Formula—32 oz.	\$10.33
Similac Expert Care Alimentum Powder Formula—16 oz.	\$30.11
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$9.73
Similac Expert Care NeoSure RTF Formula—32 oz.	\$9.99
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$17.22
Store Brand Milk Based Concentrate Formula—13 oz.	\$3.48
Store Brand Milk Based RTF Formula—32 oz. .	\$4.82
Store Brand Milk Based Powder Formula—25.75 oz.	\$18.25

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2011, through September 30, 2011, the Competitive Prices for WIC Authorization for Type 3 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.....	\$1.42
Beans/Peas—Dry—16 oz.....	\$1.78
Canned Fish—Pink Salmon.....	\$2.15
Canned Fish—Sardines	\$1.39
Canned Fish—Tuna	\$1.24
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$5.83
Eggs	\$1.80
Gerber Infant Cereal—8 oz.....	\$2.57
Infant Fruits, 100%—4 oz.....	\$0.83
Infant Vegetables, 100%—4 oz.....	\$0.83
Infant Meats, 100%—2.5 oz.	\$1.17
Juice—11.5/12 oz.....	\$2.57
Juice—48 oz.	\$3.15
Juice—64 oz.	\$4.07
Kosher Cheese—16 oz.	\$9.04
Kosher Low Fat Milk—1/2 gallon	\$3.25
Kosher Whole Milk—1/2 gallon	\$3.25
Milk, Low Fat—1/2 gallon	\$2.75
Milk, Whole—1/2 gallon	\$2.79

<i>Description</i>	<i>Competitive Prices</i>
Peanut Butter—18 oz.....	\$2.94
Whole Grain—Bread, 16 oz.	\$3.73
Whole Grain—Brown Rice, 16 oz.	\$2.38
Whole Grain—Oats, 16 oz.....	\$2.69
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.48
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$5.74
Good Start Gentle Concentrate—Orange Formula—13 oz.	\$5.74
Good Start Gentle Powder—Orange Formula— 12 oz.	\$18.08
Good Start Gentle Powder Formula—12.7 oz. ...	\$18.08
Good Start Soy Concentrate—Blue Formula— 12.1 oz.	\$5.53
Good Start Soy Concentrate—Blue Formula— 13 oz.	\$5.53
Good Start Soy Powder—Blue Formula— 12.9 oz.	\$17.59

Persons with a disability who require an alternative format of this listing (for example, large print, audiotope, Braille), should contact Chris Harr, Department of Health, Division of WIC, 2150 Herr Street, 1st Floor, Harrisburg, PA 17105, (717) 783-1289, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1056. Filed for public inspection June 24, 2011, 9:00 a.m.]

(4) DSH payments to hospitals that qualify as a trauma center.

(5) DSH payments to certain academic medical centers.

Fiscal Impact

Based on the FY 2010-2011, the FY 2011-2012 fiscal impact as a result of the withdrawal of these payments is projected at savings of \$99.651 million (\$44.631 million in State funds). The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-705. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly for the forthcoming fiscal year; therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on funding levels as proposed in the Governor's Executive Budget. Based on the proposed budget, this action will not result in a loss of revenue or an increase in program costs to the Commonwealth or its political subdivisions. (8) recommends adoption.

[Pa.B. Doc. No. 11-1057. Filed for public inspection June 24, 2011, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Discontinuance of Disproportionate Share Hospital Payments

The Department of Public Welfare (Department) is announcing its intent to discontinue five classes of disproportionate share hospital (DSH) payments for Fiscal Year (FY) 2011-2012 because funding for these DSH payments has not been included in the Commonwealth's proposed 2011-2012 budget. These five classes of DSH payments are discretionary payments made to hospitals by the Department.

The five DSH payments proposed to be discontinued are:

- (1) DSH payments to certain qualifying hospitals based on obstetrical and neonatal intensive care cases.
- (2) DSH payments to certain qualifying Medical Assistance enrolled acute care general hospital burn centers.
- (3) DSH payments to qualifying hospitals based on the designation as a Critical Access Hospital or as a qualifying rural hospital.

Discontinuance of the Hospital Quality Incentive Pilot Program and the Hospital Quality Care Investment Grant Program

The Department of Public Welfare (Department) is announcing its intent to discontinue the Hospital Quality Incentive Pilot Program (Pilot Program) and Hospital Quality Care Investment Grant Program (Grant Program). The Pilot Program was established to provide and reward a hospital's performance on various quality related measures. More specifically, the Department provided for incremental adjustments to the scheduled increases to be applied to inpatient disproportionate share hospital and Direct Medical Education payments based on the hospital's performance on these quality measures. Through an application process, the Grant Program provided an incentive for acute care general hospitals to initiate quality improvement projects by offsetting some of the costs related to the implementation of the project.

The Commonwealth's budget in Fiscal Year (FY) 2010-2011 did not provide funding for the Pilot Program and funding is not included in the Commonwealth's proposed

2011-2012 budget. Additionally, the Commonwealth's budget in FY 2010-2011 did not provide funding for the Grant Program and funding is not included in the Commonwealth's proposed FY 2011-2012 budget.

Fiscal Impact

The FY 2010-2011 fiscal impact, as a result of discontinuing the Pilot Program the Grant Program is a savings of \$2.254 million (\$1.000 million in State General Funds and \$1.254 million in Federal Funds upon approval by the Centers for Medicare and Medicaid Services).

The FY 2011-2012 fiscal impact, as a result of discontinuing the Pilot Program and the Grant Program is a savings of \$2.226 million (\$1.000 million in State General Funds and \$1.226 million in Federal Funds upon approval by the Centers for Medicare and Medicaid Services).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-706. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 11-1058. Filed for public inspection June 24, 2011, 9:00 a.m.]

Inpatient Hospitals Qualifying for Medical Assistance Disproportionate Share Payments

On July 1, 1988, the Department of Public Welfare (Department) implemented a disproportionate share payment system. The Department is required to annually publish the names of each inpatient acute care general hospital, rehabilitation hospital and private psychiatric hospital qualifying for a disproportionate share payment and their respective disproportionate share payment percentage as set forth in 55 Pa. Code §§ 1151.54(i), 1163.67(k) and 1163.459(j) (relating to disproportionate share payments).

A. Disproportionate Share for Acute Care General Hospitals, Rehabilitation Hospitals and Private Psychiatric Hospitals.

The following lists identify the inpatient acute care general hospitals, psychiatric units, drug and alcohol units and rehabilitation units of acute care general hospitals, rehabilitation hospitals, private psychiatric hospitals and private drug and alcohol hospitals eligible for disproportionate share payments for the period July 1, 2010, through June 30, 2011, and their respective payment percentages. For all inpatient facilities, disproportionate share payments are calculated as a percentage of projected Medical Assistance (MA) inpatient income.

Payment period July 1, 2010, to June 30, 2011, disproportionate share payment percentages:

<i>Acute Care General Hospitals</i>	
ALBERT EINSTEIN MEDICAL CENTER	4.92%
ALFRED I. DUPONT INSTITUTE	7.64%
BARNES KASSON HOSPITAL	1.43%
BRADFORD REGIONAL MED. CTR.	10.00%
CHARLES COLE MEMORIAL HOSPITAL	1.00%
CHILDREN'S HOSPITAL OF PHILADELPHIA	7.19%
CHILDREN'S HOSPITAL OF PITTSBURGH	9.14%
CLEARFIELD HOSPITAL	0.00%
CROZER CHESTER MEDICAL CENTER	3.10%
DELAWARE COUNTY MEMORIAL HOSPITAL	2.18%
DIVINE PROVIDENCE	5.54%
DUBOIS REGIONAL MEDICAL CENTER	9.00%
GEISINGER MEDICAL CENTER	6.84%
HIGHLAND HOSPITAL	4.56%
HOSPITAL UNIVERSITY OF PA	3.13%
INDIANA HOSPITAL	0.00%
JAMESON MEMORIAL	0.00%
J.C. BLAIR MEMORIAL HOSPITAL	4.78%
KENSINGTON HOSPITAL	14.00%
LOCK HAVEN HOSPITAL	3.16%
MAGEE WOMEN'S	5.55%
MEMORIAL HOSPITAL—TOWANDA	3.36%
MERCY FITZGERALD HOSPITAL	2.69%
MERCY HOSP OF PHILADELPHIA	5.19%
MILLCREEK COMMUNITY HOSPITAL	5.00%
NPHS—GIRARD	4.94%
NPHS—ST. JOSEPH'S	7.51%
PENN PRESBYTERIAN MED CTR OF UPHS	2.88%
PENNSYLVANIA HOSPITAL	3.66%
PUNXSUTAWNEY AREA HOSPITAL	0.00%
SCHUYLKILL MED. CTR. SOUTH JACKSON	6.68%
SOLDIERS & SAILORS MEMORIAL	8.75%
SUNBURY COMMUNITY HOSPITAL	6.26%
TEMPLE UNIVERSITY HOSPITAL	6.66%
THS—HAHNEMANN UNIV HOSPITAL	4.52%
THS—ST. CHRISTOPHER'S	15.00%
THOMAS JEFFERSON	2.60%
TITUSVILLE AREA HOSPITAL	2.84%
TROY COMMUNITY HOSPITAL	3.98%
UNIONTOWN HOSPITAL	1.84%
UPMC—BEDFORD	2.96%
UPMC MERCY HOSPITAL	1.65%
UPMC—PRESBYTERIAN—SHADYSIDE	2.48%
VALLEY FORGE	5.05%
WAYNE COUNTY MEMORIAL	0.00%
WEST PENN ALLEGHENY GENERAL	1.37%
WEST VIRGINIA UNIV HOSPITALS, INC.	5.76%
WESTERN PENNSYLVANIA HOSPITAL	2.44%

Psychiatric Units of Inpatient Hospitals

ALBERT EINSTEIN	2.97%
BRADFORD REGIONAL MED. CTR.	2.81%
CROZER CHESTER MED. CTR.	2.02%
DIVINE PROVIDENCE—WILLIAMSPORT	3.30%
DUBOIS REGIONAL MEDICAL CENTER	2.52%
EAGLEVILLE HOSPITAL	1.74%
GEISINGER MEDICAL CENTER	2.06%
HIGHLAND HOSPITAL	2.78%
INDIANA HOSPITAL	0.00%
JAMESON MEMORIAL	0.00%
J.C. BLAIR MEMORIAL HOSPITAL	1.63%
MERCY FITZGERALD	1.80%
MERCY HOSP OF PHILADELPHIA	3.11%
MILLCREEK COMMUNITY HOSPITAL	3.02%
NPHS—GIRARD	2.98%
PENN PRESBYTERIAN MED CNTR OF UPHS	1.90%
PENNSYLVANIA HOSPITAL	2.31%
SCHULYKILL MED. CTR. SOUTH JACKSON	2.03%
SOLDIERS & SAILORS MEMORIAL	2.47%
SUNBURY COMMUNITY HOSPITAL	1.94%
TEMPLE UNIVERSITY HOSPITAL	3.89%
THOMAS JEFFERSON UNIVERSITY HOSP.	1.75%
THS—HAHNEMANN UNIVERSITY HOSPITAL	2.76%
UPMC MERCY HOSPITAL	1.26%
UPMC PRESBYTERIAN SHADYSIDE	1.69%
WEST PENN—ALLEGHENY	1.11%
WESTERN PENNSYLVANIA HOSPITAL	1.67%

Drug and Alcohol Units of Acute Care Hospitals

NPHS—ST JOSEPH'S	5.54%
PENN PRESBYTERIAN MED CENTER OF UPHS	1.95%
VALLEY FORGE	3.63%

Medical Rehab Units of Acute Care Hospitals

ALBERT EINSTEIN	3.53%
ALFRED I. DUPONT INSTITUTE	5.65%
CHILDREN'S HOSPITAL OF PHILADELPHIA	5.29%
CROZER CHESTER MEDICAL CENTER	2.12%
DELAWARE COUNTY MEMORIAL	1.41%
DUBOIS REGIONAL MEDICAL CENTER	2.87%
HOSPITAL UNIVERSITY OF PA	2.14%
JAMESON MEMORIAL	0.00%
MERCY FITZGERALD HOSPITAL	1.80%
SCHULYKILL MED. CTR. SOUTH JACKSON	2.14%
TEMPLE UNIVERSITY HOSPITAL	4.88%
THOMAS JEFFERSON UNIVERSITY HOSPITAL	1.73%
UPMC MERCY HOSPITAL	1.00%
UPMC PRESBYTERIAN SHADYSIDE	1.64%

Freestanding Rehab Hospitals

CHILDREN'S HOME OF PITTSBURGH	10.00%
CHILDRENS INSTITUTE OF PITTSBURGH	6.33%

Private Psychiatric Hospitals

BELMONT CENTER	3.97%
BROOKE GLEN BEHAVIORAL HEALTH	3.09%
CLARION PSYCHIATRIC CENTER	5.81%
DEVEREAUX CHILDRENS BEHAV. HLTH	10.00%
FAIRMOUNT BHS	4.70%
FIRST HOSPITAL WYOMING VALLEY	4.73%
FOUNDATIONS BEHAVIORAL HEALTH	5.27%
FRIENDS HOSPITAL	4.01%
HORSHAM PSYCHIATRIC HOSPITAL	4.15%
KIDSPEACE HOSPITAL	7.48%
KIRKBRIDE CENTER	4.27%
MEADOWS PSYCHIATRIC CENTER	5.95%
MONTGOMERY COUNTY MH/MR ER SVS	4.90%
PHILHAVEN	4.04%
ROXBURY PSYCHIATRIC HOSPITAL	1.00%
SOUTHWOOD PSYCHIATRIC HOSPITAL	9.00%

Private Drug and Alcohol Hospitals

EAGLEVILLE HOSPITAL	1.72%
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B. Additional Disproportionate Share Payments

Additional disproportionate share payments are made to inpatient facilities, with a Medicaid inpatient utilization rate of not less than 1%, which have provided services to persons who have been determined to be low income by meeting the income and resource standards for the State's General Assistance Program.

The payment adjustments are paid directly proportional to the payment received for either general assistance recipients for all hospital services or Title XIX recipients, 21 years of age or older but under 65 years of age, for services rendered by institutions for mental diseases under the fee-for-service and capitation programs.

The following hospitals are eligible for this payment adjustment:

Acute Care General Hospitals

ABINGTON MEMORIAL HOSPITAL
ADVANCED SURICAL HOSPITAL
ALBERT EINSTEIN MEDICAL CENTER
ALFRED I. DUPONT INSTITUTE
ALLE-KISKI
ALTOONA HOSPITAL
AMERICAN ONCOLOGIC
ARIA HOSPITAL
ARMSTRONG COUNTY MEMORIAL
BARNES KASSON HOSPITAL
BLOOMSBURG HOSPITAL
BRADFORD REGIONAL
BRANDYWINE HOSPITAL
BROOKVILLE HOSPITAL
BRYN MAWR HOSPITAL
BUCKTAIL MEDICAL CENTER
BUTLER COUNTY MEMORIAL
CANONSBURG GENERAL HOSPITAL
CARLISLE HOSPITAL
CH OF ALLENTOWN
CHAMBERSBURG HOSPITAL

CHARLES COLE MEMORIAL HOSPITAL
 CHESTER COUNTY HOSPITAL
 CHHS HOSP CO/CHESTNUT HILL HOSPITAL
 CHILDREN'S HOSPITAL OF PHILADELPHIA
 CHILDREN'S HOSPITAL OF PITTSBURGH
 CHS—BERWICK HOSPITAL
 CLARION HOSPITAL
 CLEARFIELD HOSPITAL
 COMMUNITY MEDICAL CENTER—SCRANTON
 CONEMAUGH VALLEY HOSPITAL
 COORDINATED HEALTH ORTHOPEDIC HOSPITAL
 CORRY MEMORIAL
 CROZER—CHESTER MEDICAL CENTER
 DELAWARE COUNTY MEMORIAL
 DIVINE PROVIDENCE—WILLIAMSPORT
 DOYLESTOWN HOSPITAL
 DUBOIS REGIONAL MEDICAL CENTER
 EASTON HOSPITAL
 EDGEWOOD SURGICAL HOSPITAL
 ELK REGIONAL
 ELLWOOD CITY
 ENDLESS MOUNTAINS HEALTH SYSTEM
 EPHRATA COMMUNITY
 EVANGELICAL COMMUNITY
 FRICK COMMUNITY
 FULTON COUNTY MEDICAL CENTER
 GEISINGER MEDICAL CENTER
 GEISINGER WYOMING VALLEY
 GETTYSBURG HOSPITAL
 GNADEN HUETTEN MEMORIAL
 GOOD SAMARITAN—LEBANON
 GRAND VIEW HOSPITAL
 GROVE CITY MEDICAL CENTER
 HAMOT MEDICAL CENTER
 HANOVER HOSPITAL
 HAZLETON GENERAL HOSPITAL
 HEART OF LANCASTER REGIONAL MEDICAL
 CENTER
 HIGHLAND HOSPITAL
 HOLY REDEEMER
 HOLY SPIRIT HOSPITAL
 HOSPITAL OF THE UNIVERSITY OF PENNSYLVANIA
 INDIANA HOSPITAL
 JAMESON MEMORIAL HOSPITAL
 JC BLAIR
 JEANES HOSPITAL
 JEFFERSON HEALTH SERVICE
 JENNERSVILLE REGIONAL HOSPITAL
 JERSEY SHORE HOSPITAL
 KANE COMMUNITY
 KENSINGTON HOSPITAL
 LANCASTER GENERAL
 LANCASTER REGIONAL MEDICAL CENTER
 LANKENAU HOSPITAL
 LANSDALE HOSPITAL
 LATROBE AREA
 LEHIGH VALLEY HOSP—MUHLENBERG
 LEHIGH VALLEY HOSPITAL
 LEWISTOWN HOSPITAL
 LIFECARE HOSPITALS OF PITTSBURGH
 LOCK HAVEN HOSPITAL
 LOWER BUCKS HOSPITAL
 M S HERSHEY MEDICAL CENTER
 MAGEE WOMEN'S
 MARIAN COMMUNITY
 MEADVILLE MED CTR
 MEDICAL CENTER, BEAVER. PA
 MEMORIAL HOSP—YORK
 MEMORIAL HOSPITAL—TOWANDA
 MERCY CATHOLIC FITZGERALD
 MERCY HOSP OF PHILADELPHIA
 MERCY HOSPITAL—SCRANTON
 MERCY SPECIAL CARE
 MERCY SUBURBAN—NORRISTOWN
 MEYERSDALE COMMUNITY HOSPITAL
 MID VALLEY HOSPITAL
 MILLCREEK COMMUNITY HOSPITAL
 MINERS HOSPITAL OF N CAMBRIA
 MONONGAHELA VALLEY
 MONTGOMERY HOSPITAL MEDICAL CENTER
 MOSES TAYLOR
 MOUNT NITTANY MEDICAL CENTER
 MUNCY VALLEY HOSPITAL
 NASON HOSPITAL
 NAZARETH HOSPITAL
 NPHS—GIRARD
 NPHS—ST. JOSEPH'S
 OHIO VALLEY GENERAL
 OSS ORTHOPAEDIC HOSPITAL
 PALMERTON HOSPITAL
 PAOLI MEMORIAL HOSPITAL
 PENN PRESBYTERIAN MEDICAL CENTER OF UPHS
 PHOENIXVILLE HOSPITAL OF UPHS
 PHYSICIANS CARE SURGICAL HOSPITAL
 PINNACLE HEALTH HOSPITALS
 POCONO MEDICAL CENTER
 POTTSTOWN MEMORIAL
 PUNXSUTAWNEY AREA HOSPITAL
 READING HOSPITAL AND MEDICAL CENTER
 RIDDLE MEMORIAL HOSPITAL
 ROBERT PACKER HOSPITAL
 ROXBOROUGH MEMORIAL
 SACRED HEART—ALLENTOWN
 SAINT CATHERINE HOSPITAL OF PENNSYLVANIA
 SCHUYLKILL MEDICAL CENTER EAST NORWEGIAN
 ST
 SCHUYLKILL MEDICAL CENTER SOUTH JACKSON
 ST
 SEWICKLEY VALLEY HOSPITAL
 SHAMOKIN AREA COMMUNITY HOSPITAL
 SHARON REGIONAL HEALTH SYSTEM
 SOLDIERS AND SAILORS MEMORIAL
 SOMERSET HOSPITAL
 SOUTHWEST REGIONAL MEDICAL CENTER
 ST. CLAIR MEMORIAL
 ST. JOSEPH REGIONAL HEALTH NETWORK
 ST. LUKE'S—BETHLEHEM
 ST. LUKE'S—QUAKERTOWN
 ST. LUKE'S MINERS MEMORIAL MEDICAL CENTER
 ST. MARY'S—LANGHORNE
 ST. VINCENT HLTH CTR
 SUNBURY COMMUNITY
 SURGICAL INSTITUTE OF READING
 TEMPLE UNIVERSITY HOSPITAL
 THOMAS JEFFERSON UNIV HOSPITAL
 THS—HAHNEMANN UNIV HOSPITAL
 THS—ST. CHRISTOPHER'S
 TITUSVILLE AREA HOSP
 TROY COMMUNITY
 TYLER MEMORIAL HOSPITAL
 TYRONE HOSPITAL
 UNIONTOWN HOSPITAL
 UNIVERSITY OF PENNSYLVANIA MEDICAL CEN-
 TER—PENNSYLVANIA HOSPITAL
 UPMC—BEDFORD
 UPMC—HORIZON
 UPMC—MCKEESPORT
 UPMC MERCY HOSP—PITTSBURGH
 UPMC—NORTHWEST MED CTR
 UPMC—PASSAVANT

UPMC—PRESBYTERIAN—SHADYSIDE UNIV HOSP
 UPMC—ST. MARGARET
 VALLEY FORGE
 WARREN GENERAL HOSPITAL
 WASHINGTON HOSPITAL
 WAYNE COUNTY MEMORIAL
 WAYNESBORO HOSPITAL
 WEST VIRGINIA UNIV HOSPITALS, INC.
 WEST PENN—ALLEGHENY
 WESTERN PENN—FORBES REGIONAL CAMPUS
 WESTERN PENNSYLVANIA
 WESTFIELD MEDICAL CENTER
 WESTMORELAND REGIONAL
 WILLIAMSPORT HOSPITAL & MEDICAL CENTER
 WINDBER MEDICAL CENTER
 WILKES BARRE GENERAL HOSPITAL
 YORK HOSPITAL

Psychiatric Units of Inpatient Hospitals

ABINGTON MEMORIAL
 ALBERT EINSTEIN
 ALLE—KISKI MEDICAL CENTER
 ALTOONA
 ARIA HOSPITAL
 ARMSTRONG COUNTY MEMORIAL
 BERWICK HOSPITAL CENTER
 BLOOMSBURG HOSPITAL
 BRADFORD
 BRANDYWINE HOSPITAL
 BRYN MAWR HOSPITAL
 BUTLER COUNTY MEMORIAL
 CHAMBERSBURG HOSPITAL
 CLEARFIELD HOSPITAL
 COMMUNITY MEDICAL CENTER
 CONEMAUGH VALLEY
 CORRY MEMORIAL
 CROZER—CHESTER
 DIVINE PROVIDENCE—WMSPT
 DUBOIS REGIONAL MEDICAL CENTER
 EAGLEVILLE HOSPITAL
 ELK REGIONAL CENTER
 EPHRATA COMMUNITY
 GEISINGER MEDICAL CENTER
 GNADEN HUETTEN MEMORIAL HOSPITAL
 HIGHLAND HOSPITAL
 HOLY SPIRIT
 INDIANA HOSPITAL
 J C BLAIR
 JAMESON MEMORIAL HOSPITAL
 JEFFERSON HEALTH SERV
 LANCASTER REGIONAL MEDICAL CENTER
 LANCASTER GENERAL
 LATROBE AREA
 LEHIGH VALLEY HOSPITAL
 LEWISTOWN
 LOWER BUCKS
 MARIAN COMMUNITY HOSPITAL
 MEADVILLE MEDICAL CENTER
 MEDICAL CENTER, BEAVER
 MERCY CATHOLIC—FITZGERALD
 MERCY HOSPITAL OF PHILADELPHIA
 MERCY HOSPITAL—PITTSBURGH
 MERCY SPECIAL CARE HOSPITAL—NANTICOKE
 MILLCREEK COMMUNITY HOSPITAL
 MONONGAHELA VALLEY
 MONTGOMERY
 MOSES TAYLOR
 MOUNT NITTANY MEDICAL CENTER
 NPHS—GIRARD
 PENN PRESBYTERIAN MED CENTER

PENNSYLVANIA HOSPITAL—UPHS
 POCONO HOSPITAL
 POTTSTOWN MEMORIAL MEDICAL CENTER
 READING HOSPITAL
 ROBERT PACKER
 SACRED HEART HOSP—ALLENTOWN
 SAINT CATHERINE HOSPITAL OF PENNSYLVANIA
 SCHUYLKILL MEDICAL CENTER SOUTH JACKSON
 STREET
 SEWICKLEY VALLEY HOSPITAL
 SHAMOKIN AREA COMM HOSPITAL
 SHARON REGIONAL HEALTH SYSTEM
 SOLDIERS AND SAILORS
 SOMERSET HOSPITAL CENTER FOR HEALTH
 SOUTHWEST REGIONAL MEDICAL CENTER
 ST. CLAIR MEMORIAL
 ST. LUKES OF BETHLEHEM
 ST. LUKES—QUAKERTOWN
 ST. VINCENT
 SUNBURY COMMUNITY
 TEMPLE UNIVERSITY HOSPITAL
 THOMAS JEFFERSON
 THS—HAHNEMANN UNIV HOSPITAL
 UNIONTOWN HOSPITAL
 UNIV OF PITT MED CTR—MCKEESPORT
 UPMC—NORTHWEST MEDICAL CENTER
 UPMC PRESBYTERIAN SHADYSIDE
 WARREN GENERAL
 WASHINGTON
 WEST PENN—ALLEGHENY
 WESTERN PENNSYLVANIA
 WESTERN PENN HOSPITAL—FORBES REGIONAL
 CAMPUS
 WESTMORELAND
 YORK HOSPITAL

Drug and Alcohol Units of Inpatient Hospitals

BELMONT CENTER FOR COMP. TREATMENT
 BUTLER COUNTY MEMORIAL
 MEADVILLE MEDICAL CENTER
 NPHS—ST JOSEPH'S HOSPITAL
 PRESBY MEDICAL CENTER OF UNIVERSITY OF PA
 HEALTH SYSTEM
 VALLEY FORGE

Medical Rehab Units of Inpatient Hospitals

AI DUPONT
 ABINGTON MEMORIAL HOSPITAL
 ALBERT EINSTEIN
 CANONSBURG GENERAL HOSPITAL
 CARLISLE REGIONAL MEDICAL CENTER
 CHAMBERSBURG HOSPITAL
 CHILDREN'S HOSPITAL OF PHILADELPHIA
 CONEMAUGH VALLEY HOSPITAL
 CROZER—CHESTER MEDICAL CENTER
 DELAWARE COUNTY MEMORIAL HOSPITAL
 DUBOIS REG MEDICAL CENTER
 EASTON HOSPITAL
 GEISINGER—WYOMING VALLEY
 GNADEN HUETTEN MEMORIAL HOSPITAL—MRU
 GOOD SAMARITAN HOSPITAL—LEBANON
 HANOVER HOSPITAL
 HAZELTON GENERAL HOSPITAL MRU
 HERITAGE VALLEY BEAVER
 HOSPITAL OF THE UNIVERSITY OF PENNSYLVANIA
 INDIANA HOSPITAL
 JAMESON MEMORIAL
 JEFFERSON HEALTH SERVICES
 LANCASTER GENERAL HOSPITAL
 LANCASTER REGIONAL MEDICAL CENTER
 MERCY CATHOLIC—FITZGERALD

MERCY HOSPITAL—PITTSBURGH
 MILTON S. HERSHEY MEDICAL CENTER
 MONONGAHELA VALLEY HOSPITAL
 NAZARETH
 OHIO VALLEY
 PINNACLE HEALTH HOSPITALS
 READING HOSPITAL
 SCHUYLKILL MEDICAL CENTER EAST NORWEGIAN
 ST
 SCHUYLKILL MEDICAL CENTER SOUTH JACKSON
 ST
 SEWICKLEY VALLEY HOSPITAL
 ST. MARY HOSPITAL—LANGHORNE
 ST. LUKES OF BETHLEHEM
 ST. VINCENT HEALTH CENTER
 TEMPLE UNIVERSITY HOSPITAL
 THOMAS JEFFERSON UNIVERSITY HOSPITAL
 UPMC—HORIZON
 UPMC—MCKEESPORT
 UPMC—NORTHWEST MEDICAL CENTER
 UPMC—PASSAVANT
 UPMC—PRESBYTERIAN SHADYSIDE
 UPMC—ST. MARGARET
 WASHINGTON HOSPITAL
 WESTERN PENNSYLVANIA HOSPITAL
 WEST PENN HOSPITAL—FORBES REGIONAL CAM-
 PUS
 WESTMORELAND HOSPITAL
 WILLIAMSPORT HOSPITAL

Freestanding Rehab Hospitals

ALLIED SERVICES REHAB HOSPITAL
 ANGELA JANE PAVILION
 BRYN MAWR REHAB HOSPITAL
 CHILDREN'S HOME OF PITTSBURGH
 CHILDREN'S INSTITUTE
 GOOD SHEPHERD REHAB HOSPITAL
 HEALTH SOUTH HARMARVILLE
 HEALTH SOUTH LAKE ERIE INSTITUTE REHAB
 HEALTH SOUTH MECHANICSBURG REHAB
 HEALTH SOUTH PENN STATE GEISENGER REHAB
 HOSPITAL
 HEALTH SOUTH READING REHAB HOSPITAL
 HEALTH SOUTH REHAB HOSPITAL OF YORK
 HEALTH SOUTH REHAB OF ALTOONA
 HEALTH SOUTH REHAB OF NITTANY VALLEY
 HEALTH SOUTH REHAB OF SEWICKLEY
 JOHN HEINZ INSTITUTE
 LANCASTER REHAB HOSPITAL
 PENN STATE HERSHEY
 MAGEE MEMORIAL REHAB HOSPITAL

Private Psychiatric Hospitals

BELMONT CENTER FOR COMP TREATMENT
 BERKS BEHAVIORAL HEALTH
 BROOKE GLEN BEHAVIORAL HOSPITAL
 CLARION PSYCHIATRIC CENTER
 DEVEREUX—MAPLETON PSYCH CENTER
 FAIRMOUNT BHS
 FIRST HOSPITAL
 FOUNDATIONS BEHAVIORAL HEALTH
 FRIENDS HOSPITAL
 HAVEN BEHAVIORAL HOSPITAL OF EASTERN
 PENNSYLVANIA
 HORSHAM CLINIC
 KIDSPACE
 KIRKBRIDE CENTER
 MEADOWS PSYCHIATRIC CENTER
 MONTGOMERY COUNTY EMERGENCY SERVICE,
 INC
 PENNSYLVANIA PSYCH INSTITUTE

PHILHAVEN
 ROXBURY PSYCHIATRIC
 SOUTHWOOD PSYCH HOSPITAL
Private Drug and Alcohol Hospitals
 EAGLEVILLE HOSPITAL

C. Additional Class of Disproportionate Share Payments

Effective March 1, 1998, the Department established a new class of disproportionate share payments to hospitals which render uncompensated care and which the Department has determined are experiencing significant revenue loss as a result of MA program revisions under the act of May 16, 1996 (P. L. 175, No. 35).

Effective January 15, 1999, the Department established a new class of disproportionate share payments to include a Charity Care component of the Community Access Fund. A disproportionate share payment will be made to qualifying hospitals based on each hospital's percentage of charity care cost to the total charity care costs of all qualifying hospitals. The Department also established a disproportionate share payment for those hospitals which the Department has determined advanced its goal of enhanced access to multiple types of medical care in economically distressed areas of this Commonwealth.

The following hospitals qualify for this payment:

A I DUPONT
 ABINGTON MEMORIAL
 ALBERT EINSTEIN
 ARIA HOSPITAL
 BARNES KASSON
 CHARLES COLE MEMORIAL
 CHILDRENS HOSPITAL OF PHILADELPHIA
 CLARION
 CLEARFIELD
 CROZER—CHESTER MEDICAL CENTER
 DOYLESTOWN
 DUBOIS REGIONAL MEDICAL CENTER
 EAGLEVILLE
 EASTON HOSPITAL
 EVANGELICAL COMMUNITY
 FULTON COUNTY MEDICAL CENTER
 GEISINGER MEDICAL CENTER
 HAMOT MEDICAL CENTER
 HOSPITAL OF THE UNIVERSITY OF PENNSYLVANIA
 INDIANA HOSPITAL
 J C BLAIR
 JAMESON MEMORIAL
 LANKENAU
 LEHIGH VALLEY
 LOCK HAVEN
 MAGEE WOMENS
 MEADVILLE MEDICAL CENTER
 MEMORIAL HOSP TOWANDA
 MERCY CATHOLIC—FITZGERALD
 MERCY HOSPITAL OF PHILADELPHIA
 MERCY HOSPITAL—PITTSBURGH
 MILTON S. HERSHEY MEDICAL CENTER
 NPHS—ST. JOSEPH'S
 NPHS—GIRARD
 PRESBYT MED CTR OF PHILADELPHIA
 PRESBYT UNIV HOSPITAL—PITTSBURGH
 PUNXSUTAWNEY
 READING HOSPITAL
 SOLDIERS AND SAILORS
 ST LUKES OF BETHLEHEM
 TEMPLE UNIVERSITY HOSPITAL
 THOMAS JEFFERSON
 THS—HAHNEMANN HOSPITAL

TITUSVILLE
 UPHS—PENNSYLVANIA HOSPITAL
 UPMC BEDFORD
 VALLEY FORGE
 WAYNE COUNTY MEMORIAL
 WEST PENN—ALLEGHENY
 WEST VIRGINIA
 WESTERN PENN
 YORK HOSPITAL

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-697. No fiscal impact; (8) recommendations adoption.

[Pa.B. Doc. No. 11-1059. Filed for public inspection June 24, 2011, 9:00 a.m.]

Medical Assistance Program Fee Schedule for Consolidated and Person/Family Directed Support Waiver-Funded Select Services, Targeted Service Management and Community Mental Retardation Base-Funded Program

The Department of Public Welfare (Department) announces the proposed payment rates for select services funded through the Consolidated and Person/Family Directed Support waivers (waivers) and Targeted Service Management (TSM) to the Medical Assistance (MA) Program Fee Schedule effective July 1, 2011. These proposed fee schedule payment rates also serve as the Department's established fees under 55 Pa. Code § 4300.115(a) (relating to Department established fees) for base-funded services managed through county programs for individuals with mental retardation under the Mental Health and Mental Retardation Act of 1966 (50 P. S. §§ 4104—4704) and 55 Pa. Code Chapter 4300 (relating to county mental health and mental retardation fiscal manual).

As part of the Department's efforts to continue to align rates and rate-setting methodology across all offices and programs, the Department used a market-based approach to develop the fee schedule rates. This process includes a review of the service definitions and a determination of allowable cost components which reflect costs that are reasonable, necessary and related to the delivery of the service.

In developing rates for each of the MA fee schedule services, the Department evaluated independent data sources such as a Commonwealth-specific compensation study and data from approved cost reports, as applicable, and considered the expected expenses for the delivery of services under the waivers for the following major allowable cost categories:

- Wages for direct care workers and other program staff, such as supervisors and program specialists, when applicable.
- Employee-related expenses related to health insurance and other benefits, employer taxes, paid time off and training time.
- Productivity related to the amount of time a direct care staff person is expected to be engaged in activities for which a claim can be submitted.
- Program indirect expenses, including transportation-related costs.
- Administration-related expenses.

The Department established a Statewide MA fee schedule rate for each service and adjusted each fee schedule rate by geographical area factors to reflect consideration for differences in wages observed across this Commonwealth.

The fee schedule rates were established by the Department to fund the fee schedule services at a level sufficient to encourage provider participation and promote provider choice, while at the same time ensuring cost effectiveness and fiscal accountability.

The services selected for inclusion on the MA fee schedule are identified under the following categories: Select Community-Based Services; and Agency with Choice/Financial Management Services, with benefits and excluding Benefits.

All services that were placed on the MA fee schedule in Fiscal Year (FY) 2010-2011 will remain on the MA fee schedule for FY 2011-2012. These services include Companion, Behavior Support, Therapy (Physical, Occupational, Speech and Language, Individual Behavior, Group Behavior and Visual/Mobility) Nursing, Home Finding, Homemaker/Chore, Supports Broker, Older Adult Day, Supplemental Habilitation and Additional Individualized Staffing.

The Department has identified the following new services to be placed on the MA fee schedule in FY 2011-2012, effective July 1, 2011: supports coordination, home and community habilitation unlicensed, licensed day habilitation (adult training), prevocational services, supported employment, transitional work and all waiver funded respite services, excluding respite camp which is a vendor service.

There is no cost of living adjustment applied to any of the proposed fee schedule rates for FY 2011-2012.

The proposed fee schedule rates are contingent on the final budget enacted by the General Assembly. The proposed fee schedule rates should be used to process claims submitted to the Provider Reimbursement and Operations Management Information System in electronic format (PROMISE™) for services provided during FY 2011-2012 until a notice announcing final fee schedule rates is published.

Geographic Areas:

Area 1: Bucks, Chester, Delaware, Lehigh, Montgomery, Northampton, Philadelphia

Area 2: Adams, Allegheny, Beaver, Berks, Carbon, Cumberland, Dauphin, Erie, Franklin, Fulton, Greene, Lancaster, Lawrence, Lebanon, Monroe, Perry, Pike, Schuylkill, Washington, York

Area 3: Armstrong, Bradford, Butler, Cameron, Centre, Clarion, Clinton, Columbia, Crawford, Elk, Forest, Indiana, Huntingdon, Juniata, Lackawanna, Luzerne, Lycoming, McKean, Mercer, Mifflin, Montour, Northumberland, Potter, Snyder, Sul-

livan, Susquehanna, Tioga, Union, Venango, Warren, Wayne, Westmoreland, Wyoming

Area 4: Bedford, Blair, Cambria, Clearfield, Fayette, Jefferson, Somerset

Fee Schedule Rates Tables: Select Community-Based Services for FY 2011-2012

* Modifier ET must be used with applicable procedure codes when billing for temporary Base-funded services.

** The Supports Coordination MA fee identified as follows for W7210 is also applicable to TSM and base funded supports coordination.

(PA) Prior authorization by the Office of Developmental Programs (ODP) must be obtained for this service.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Nursing Services: LPN	T2025	TE	05	051	15 min.	\$11.31	\$10.58	\$10.03	\$9.12
		TE & ET							
		TE	16	161					
		TE & ET							
Nursing Services: RN	T2025	TD	05	051	15 min.	\$14.70	\$13.75	\$13.04	\$11.85
		TD & ET							
		TD	16	160					
		TD & ET							
Physical Therapy	T2025	GP	17	170	15 min.	\$21.45	\$20.07	\$19.03	\$17.30
		GP & ET							
Occupational Therapy	T2025	GO	17	171	15 min.	\$20.77	\$19.43	\$18.43	\$16.75
		GO & ET							
Speech and Language Therapy	T2025	GN	17	173	15 min.	\$19.05	\$17.82	\$16.90	\$15.36
		GN & ET							
Individual Behavioral Therapy	T2025	HE	19	208	15 min.	\$25.14	\$23.52	\$22.30	\$20.27
		HE & ET							
Group Behavioral Therapy	T2025	HE & HQ	19	208	15 min.	\$7.88	\$7.37	\$6.99	\$6.35
		HE, HQ & ET							
Visual/Mobility Therapy	W7246		51	517	15 min.	\$19.05	\$17.82	\$16.90	\$15.36
		ET							
Companion, Basic staff support	W1724		51	363	15 min.	\$1.20	\$1.12	\$1.06	\$0.97
		ET							
Companion, level 1	W1725		51	363	15 min.	\$1.38	\$1.29	\$1.22	\$1.11
		ET							
Companion, level 2	W1726		51	363	15 min.	\$2.13	\$1.99	\$1.89	\$1.72
		ET							
Companion, level 3	W1727		51	363	15 min.	\$5.86	\$5.48	\$5.20	\$4.73
		ET							

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Supplemental Habilitation, 1:1(PA)	W7070		52	456, 520, 521 or 522	15 min.	\$5.24	\$4.90	\$4.65	\$4.23
		ET							
Supplemental Habilitation, 2:1(PA)	W7084		52	456, 520, 521 or 522	15 min.	\$10.49	\$9.81	\$9.31	\$8.46
		ET							
Additional Individualized Staffing, 1:1(PA)	W7085		52	456, 520, 521 or 522	15 min.	\$5.24	\$4.90	\$4.65	\$4.23
Additional Individualized Staffing, 2:1(PA)	W7086		52	456, 520, 521 or 522	15 min.	\$10.49	\$9.81	\$9.31	\$8.46
Older Adult Day Habilitation	W7094		51	410	15 min.	\$2.12	\$1.98	\$1.88	\$1.71
		ET							
Behavioral Support	W7095		51	510	15 min.	\$19.27	\$18.03	\$17.09	\$15.54
		ET							
Supports Broker	W7096		51	510	15 min.	\$8.20	\$7.67	\$7.27	\$6.61
Licensed Day-Adult	W7072		51	514	15 min.	\$2.16	\$2.02	\$1.92	\$1.74
	W7073		51	514	15 min.	\$2.63	\$2.46	\$2.33	\$2.12
	W7074		51	514	15 min.	\$4.22	\$3.95	\$3.74	\$3.40
	W7075		51	514	15 min.	\$9.66	\$9.04	\$8.57	\$7.79
	W7076		51			\$14.06	\$13.15	\$12.47	\$11.34
	W7035					\$18.66	\$17.46	\$16.55	\$15.05
	W7036					\$27.46	\$25.69	\$24.36	\$22.15
Prevocational	W7087					\$1.03	\$0.96	\$0.91	\$0.83
	W7088					\$1.27	\$1.19	\$1.13	\$1.02
	W7089					\$3.01	\$2.82	\$2.67	\$2.43
	W7090					\$9.97	\$9.33	\$8.84	\$8.04
	W7091					\$13.79	\$12.90	\$12.23	\$11.12
	W7092					\$19.55	\$18.29	\$17.34	\$15.77
	W7093					\$27.19	\$25.44	\$24.12	\$21.93
**Supports Coordination	W7210		21	218	15 min.	\$20.37	\$19.08	\$18.15	\$16.48
Supported Employment	W7235		53	530 531	15 min.	\$12.88	\$12.05	\$11.43	\$10.39
Transitional Work	W7237		51	516	15 min.	\$1.22	\$1.14	\$1.08	\$0.98
Transitional Work	W7239		51	516	15 min.	\$2.03	\$1.90	\$1.80	\$1.64
Transitional Work	W7241		51	516	15 min.	\$3.98	\$3.72	\$3.53	\$3.21
Transitional Work	W7245		51	516	15 min.	\$10.12	\$9.47	\$8.98	\$8.16
Unlicensed Home and Community Habilitation	W7057		51	510	15 min.	\$1.64	\$1.53	\$1.45	\$1.32
Unlicensed Home and Community Habilitation	W7058		51	510	15 min.	\$2.05	\$1.92	\$1.82	\$1.65
Unlicensed Home and Community Habilitation	W7059		51	510	15 min.	\$3.47	\$3.25	\$3.08	\$2.80

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Unlicensed Home and Community Habilitation	W7060		51	510	15 min.	\$8.49	\$7.94	\$7.53	\$6.85
Unlicensed Home and Community Habilitation	W7061		51	510	15 min.	\$12.89	\$12.06	\$11.43	\$10.40
		TD							
		TE							
Unlicensed Home and Community Habilitation	W7068		51	510	15 min.	\$16.70	\$15.62	\$14.81	\$13.47
Unlicensed Home and Community Habilitation	W7069		51	510	15 min.	\$25.51	\$23.86	\$22.63	\$20.57
		TD							
		TE							
Home Finding Services	W7277		51	571	15 min.	\$6.53	\$6.11	\$5.79	\$5.27
In Home Respite—24 hours	W7247		51	512	Day	\$107.73	\$100.78	\$95.57	\$86.88
In Home Respite—24 hours	W7248		51	512	Day	\$139.06	\$130.09	\$123.36	\$112.15
In Home Respite—24 hours	W7250		51	512	Day	\$389.72	\$364.58	\$345.72	\$314.29
In Home Respite—24 hours	W7251		51	512	Day	\$750.46	\$702.04	\$665.73	\$605.21
In Home Respite—24 hours	W7252		51	512	Day	\$765.70	\$716.30	\$679.25	\$617.50
In Home Respite—24 hours	W7253		51	512	Day	\$1,487.19	\$1,391.24	\$1,319.28	\$1,199.35
		TD							
		TE							
In Home Respite—15 Minutes	W7255		51	512	15 min.	\$1.68	\$1.57	\$1.49	\$1.35
In Home Respite—15 Minutes	W7256		51	512	15 min.	\$2.17	\$2.03	\$1.93	\$1.75
In Home Respite—15 Minutes	W7258		51	512	15 min.	\$6.09	\$5.70	\$5.40	\$4.91
In Home Respite—15 Minutes	W7264		51	512	15 min.	\$11.73	\$10.97	\$10.41	\$9.46
In Home Respite—15 Minutes	W7265		51	512	15 min.	\$11.96	\$11.19	\$10.61	\$9.65
In Home Respite—15 Minutes	W7266		51	512	15 min.	\$23.24	\$21.74	\$20.62	\$18.74
		TD							
		TE							
Respite—unlicensed out of home—24 hour	W8000		51	513	Day	\$107.73	\$100.78	\$95.57	\$86.88
Respite—unlicensed out of home—24 hour	W8001		51	513	Day	\$139.06	\$130.09	\$123.36	\$112.15
Respite—unlicensed out of home—24 hour	W8002		51	513	Day	\$389.72	\$364.58	\$345.72	\$314.29

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Respite—unlicensed out of home—24 hour	W8003		51	513	Day	\$750.46	\$702.04	\$665.73	\$605.21
Respite—unlicensed out of home—24 hour	W8005		51	513	Day	\$1,487.19	\$1,391.24	\$1,319.28	\$1,199.35
		TD							
		TE							
Respite—unlicensed out of home—15 minute	W8010		51	513	15 min.	\$1.68	\$1.57	\$1.49	\$1.35
Respite—unlicensed out of home—15 minute	W8011		51	513	15 min.	\$2.17	\$2.03	\$1.93	\$1.75
Respite—unlicensed out of home—15 minute	W8012		51	513	15 min.	\$6.09	\$5.70	\$5.40	\$4.91
Respite—unlicensed out of home—15 minute	W8013		51	513	15 min.	\$11.73	\$10.97	\$10.41	\$9.46
		TD							
		TE							
Respite—unlicensed out of home—15 minute	W8014		51	513	15 min.	\$11.96	\$11.19	\$10.61	\$9.65
Respite—unlicensed out of home—15 minute	W8015		51	513	15 min.	\$23.24	\$21.74	\$20.62	\$18.74
		TD							
		TE							
Respite—licensed out of home—24 hour	W7259		51	513	Day	\$141.25	\$132.14	\$125.30	\$113.91
		U2							
Respite—licensed out of home—24 hour	W7260		51	513	Day	\$205.93	\$192.64	\$182.68	\$166.07
		U2							
Respite—licensed out of home—24 hour	W7262		51	513	Day	\$478.54	\$447.67	\$424.51	\$385.92
		U2							
Respite—licensed out of home—24 hour	W7263		51	513	Day	\$826.31	\$773.00	\$733.02	\$666.38
		U2							
Respite—licensed out of home—24 hour	W7299		51	513	Day	\$901.31	\$843.16	\$799.55	\$726.86
		U2							
Respite—licensed out of home—24 hour	W7300		51	513	Day	\$1,596.83	\$1,493.81	\$1,416.54	\$1,287.77
		TD							
		TE							

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
		U2							
Respite—licensed out of home—15 minutes	W7267		51	513	15 min.	\$2.21	\$2.07	\$1.96	\$1.78
Respite—licensed out of home—15 minutes	W7268		51	513	15 min.	\$3.22	\$3.01	\$2.86	\$2.60
Respite—licensed out of home—15 minutes	W7270		51	513	15 min.	\$7.48	\$7.00	\$6.64	\$6.03
Respite—licensed out of home—15 minutes	W7400		51	513	15 min.	\$12.91	\$12.08	\$11.45	\$10.41
		TD							
		TE							
Respite—licensed out of home—15 minutes	W7401		51	513	15 min.	\$14.08	\$13.17	\$12.49	\$11.35
Respite—licensed out of home—15 minutes	W7402		51	513	15 min.	\$24.95	\$23.34	\$22.13	\$20.12
		TD							
		TE							
Homemaker/Chore (permanent)	W7283		43	430	1 hour	\$18.93	\$17.71	\$16.79	\$15.27
			51	430 or 431					
			55	430 or 431					
Homemaker/Chore (temporary)	W7283	UA	43	430	1 hour	\$4.73	\$4.42	\$4.20	\$3.81
		UA & ET							
		UA	51	430 or 431					
		UA & ET							
		UA	45	430 or 431					
		UA & ET							

Agency with Choice Financial Management Services, Excluding Benefits**

** Modifier U4 must be used with all procedures codes when billing for services excluding benefits.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Companion, level 3	W1727	U4	54	540	15 min.	\$2.91	\$2.73	\$2.59	\$2.35
Supported Employment	W7235					\$5.81	\$5.44	\$5.16	\$4.69
Unlicensed Habilitation, level 3	W7060	U4	54	540	15 min.	\$4.81	\$4.50	\$4.27	\$3.88
Unlicensed Habilitation, level 3, enhanced	W7061	U4	54	540	15 min.	\$7.97	\$7.45	\$7.07	\$6.42
		TD & U4							
		TE & U4							

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Unlicensed Habilitation, level 4	W7068	U4	54	540	15 min.	\$9.63	\$9.01	\$8.54	\$7.77
Unlicensed Habilitation, level 4, enhanced	W7069	U4	54	540	15 min.	\$15.93	\$14.91	\$14.13	\$12.85
		TD & U4							
		TE & U4							
Supports Broker	W7096	U4	54	540	15 min.	\$5.84	\$5.47	\$5.19	\$4.71
Respite—unlicensed, in home, level 2	W7250	U4	54	540	1 day	\$251.76	\$235.52	\$223.34	\$203.03
	W7258	U4	54	540	15 min.	\$3.31	\$3.10	\$2.94	\$2.67
Respite—unlicensed, in home, level 2, enhanced	W7251	U4	54	540	1 day	\$539.86	\$505.03	\$478.90	\$435.37
		TD & U4							
		TE & U4							
	W7264	U4	54	540	15 min.	\$7.10	\$6.65	\$6.30	\$5.73
		TD & U4							
TE & U4									
Respite—unlicensed in home, level 3	W7252	U4	54	540	1 day	\$503.52	\$471.04	\$446.67	\$406.07
	W7265	U4	54	540	15 min.	\$6.63	\$6.20	\$5.88	\$5.34
Respite—unlicensed, in home, level 3, enhanced	W7253	U4	54	540	1 day	\$1,079.71	\$1,010.05	\$957.81	\$870.73
		TD & U4							
		TE & U4							
	W7266	U4	54	540	15 min.	\$14.21	\$13.29	\$12.60	\$11.46
		TD & U4							
TE & U4									
Homemaker/ Chore	W7283	U4	54	540	1 hour	\$12.76	\$11.93	\$11.32	\$10.29
		UA & U4							
Respite—unlicensed, out of home, level 2	W8002	U4	54	540	1 day	\$251.76	\$235.52	\$223.34	\$203.03
	W8012	U4	54	540	15 min.	\$3.31	\$3.10	\$2.94	\$2.67
Respite—unlicensed, out of home, level 2, enhanced	W8003	U4	54	540	1 day	\$539.86	\$505.03	\$478.90	\$435.37
		TD & U4							
		TE & U4							
	W8013	U4	54	540	15 min.	\$7.10	\$6.65	\$6.30	\$5.73
		TD & U4							
TE & U4									
Respite—unlicensed, out of home, level 3	W8004	U4	54	540	1 day	\$503.52	\$471.04	\$446.67	\$406.07
	W8014	U4	54	540	15 min.	\$6.63	\$6.20	\$5.88	\$5.34
Respite—unlicensed, out of home, level 3, enhanced	W8005	U4	54	540	1 day	\$1,079.71	\$1,010.05	\$957.81	\$870.73
		TD & U4							
		TE & U4							

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
	W8015	U4	54	540	15 min.	\$14.21	\$13.29	\$12.60	\$11.46

Agency with Choice Financial Management Services, Including Benefits***

***No modifier is needed to indicate the benefit allowance is included.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier***</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Companion, level 3	W1727		54	540	15 min.	\$3.84	\$3.59	\$3.41	\$3.10
Supported Employment	W7235					\$6.74	\$6.30	\$5.98	\$5.44
Unlicensed Habilitation, level 3	W7060		54	540	15 min.	\$5.74	\$5.37	\$5.09	\$4.63
Unlicensed Habilitation, level 3, enhanced	W7061		54	540	15 min.	\$8.89	\$8.32	\$7.89	\$7.17
		TD							
		TE							
Unlicensed Habilitation, level 4	W7068		54	540	15 min.	\$11.48	\$10.74	\$10.18	\$9.26
Unlicensed Habilitation, level 4, enhanced	W7069		54	540	15 min.	\$17.78	\$16.64	\$15.78	\$14.34
		TD							
		TE							
Supports Broker	W7096		54	540	15 min.	\$6.77	\$6.33	\$6.01	\$5.46
Respite—unlicensed, in home, level 2	W7250		54	540	1 day	\$322.08	\$301.31	\$285.72	\$259.75
	W7258		54	540	15 min.	\$4.24	\$3.96	\$3.76	\$3.42
Respite—unlicensed, in home, level 2, enhanced	W7251		54	540	1 day	\$610.18	\$570.81	\$541.29	\$492.08
		TD							
		TE							
	W7264		54	540	15 min.	\$8.03	\$7.51	\$7.12	\$6.47
Respite—unlicensed, in home, level 3	W7252		54	540	1 day	\$644.17	\$602.61	\$571.44	\$519.49
	W7265		54	540	15 min.	\$8.48	\$7.93	\$7.52	\$6.84
Respite—unlicensed, in home, level 3, enhanced	W7253		54	540	1 day	\$1,220.36	\$1,141.63	\$1,082.58	\$984.16
		TD							
		TE							
	W7266		54	540	15 min.	\$16.06	\$15.02	\$14.24	\$12.95
Homemaker/ Chore	W7283		54	540	1 hour	\$16.46	\$15.40	\$14.60	\$13.27
		UA							
Respite—unlicensed, out of home, level 2	W8002		54	540	1 day	\$322.08	\$301.31	\$285.72	\$259.75
	W8012		54	540	15 min.	\$4.24	\$3.96	\$3.76	\$3.42

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier***</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>	<i>Area 4</i>
Respite—unlicensed, out of home, level 2, enhanced	W8003		54	540	1 day	\$610.18	\$570.81	\$541.29	\$492.08
		TD							
		TE							
	W8013		54	540	15 min.	\$8.03	\$7.51	\$7.12	\$6.47
		TD							
		TE							
Respite—unlicensed, out of home, level 3	W8004		54	540	1 day	\$644.17	\$602.61	\$571.44	\$519.49
	W8014		54	540	15 min.	\$8.48	\$7.93	\$7.52	\$6.84
Respite—unlicensed, out of home, level 3, enhanced	W8005		54	540	1 day	\$1,220.36	\$1,141.63	\$1,082.58	\$984.16
		TD							
		TE							
	W8015		54	540	15 min.	\$16.06	\$15.02	\$14.24	\$12.95
			TD						
		TE							

Fiscal Impact

It is anticipated there will be an approximate savings of \$20.386 million (\$9.130 million State funds) to the Commonwealth. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Mental Retardation (MH/MR) County Program, Administrative Entity (AE) or regional ODP in the corresponding regions:

- *Western region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222 (412) 565-5144
- *Northeast region:* Room 315, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503 (570) 963-4749
- *Southeast region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107 (215) 560-2242 or (215) 560-2245
- *Central region:* Room 430, Willow Oak Building, P. O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105 (717) 772-6507

Contact information for the local MH/MR County Program or AE may be found at <https://www.hcsis.state.pa.us/hcsis-ssd/pgm/asp/PRCNT.ASP>, or contact the previously referenced regional ODP.

Interested persons are invited to submit written comments regarding this notice to the Department at the Office of Developmental Programs' rate-setting mailbox at ra-ratesetting@state.pa.us, use subject header "PN Fee Schedule," or Department of Public Welfare, Office of Developmental Programs, Division of Provider Assistance

and Rate Setting, 4th Floor, Health and Welfare Building, Forster and Commonwealth Avenues, Harrisburg, PA 17120.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-702. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly for the forthcoming fiscal year; therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on funding levels as proposed in the Governor's Executive Budget. Based on the proposed budget, this action will not result in a loss of revenue or an increase in program costs to the Commonwealth or its political subdivisions. (8) recommends adoption.

[Pa.B. Doc. No. 11-1060. Filed for public inspection June 24, 2011, 9:00 a.m.]

Medical Assistance Program Fee Schedule for Services in the Adult Autism Waiver

This notice announces the Department of Public Welfare's (Department) fees for certain services provided to Adult Autism Waiver participants effective July 1, 2011.

Rate-Setting Methodology

As part of the Department's efforts to continue to align rates and rate-setting methodology across all offices and programs, the Department used a market-based approach to develop the fee schedule rates. The Department reviewed the service definitions and determined the allow-

able cost components. The allowable cost components are the costs that are considered reasonable, necessary and related to the delivery of the service. Costs were determined by evaluating independent data sources (for example, Pennsylvania-specific compensation study) and considering expected expenses for the following major categories of allowable costs:

- Direct care worker wages and other program staff wages for supervisors and program specialists, when applicable.
- Employee-related expenses related to health insurance and other benefits, employer taxes, paid time off and training time.
- Productivity related to the amount of time a direct care staff person is expected to be engaged in direct service program activities.
- Program indirect expenses.
- Administration-related expenses.

The Department also considered provider participation and promotion of provider choice, while at the same time ensuring cost effectiveness and fiscal accountability when it developed the fee schedule rates.

The Department has made changes in the fees for the following services: Behavioral Specialist Plan Development; Behavioral Specialist-Ongoing; Community Inclusion; Day Habilitation Services; Family Counseling; Family Training; Job Assessment and Finding; Nutritional Consultation; Counseling; Occupational Therapy; Speech Therapy; Residential Habilitation Services; Respite Services; Supports Coordination-Plan Development; Supports Coordination-Ongoing; Supported Employment; Temporary Crisis Services; and Transitional Work Services.

Fee Schedule

The procedure codes, modifiers, provider types, specialty code, unit and fees for Adult Autism Waiver services are as follows:

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Rate</i>
Behavioral Specialist Plan Development (Behavioral Support Plan and Crisis Intervention Plans)	96150		11	420	Plans	\$1,469.93
Behavioral Specialist-Ongoing	96151 96151 96151	HB HC HT	11	420	15 min	\$18.37
Community Inclusion	W7201		51	510	15 min	\$9.00
Day Habilitation Staffing Levels: Staffing >1:6 Staffing <1:6 - 1:3.5 Staffing <1:3.5 - >1:1 Staffing 1:1	W7063 W7064 W7065 W7066		51	514	15 min	\$2.81 \$3.37 \$5.14 \$9.98
Family Counseling	90846 90847 H0046 H0046 H0046 H0046	SE SE SE SE SE SE	19 19 11 11 11 11	425 425 421 422 423 424	15 min	\$19.04
Family Training	W7062		51	535	15 min	\$10.61
Job Assessment and Finding-Assessment	W7071		53	531	Unit	\$657.09
Job Assessment and Finding-Job Finding	W7077		53	530	Job	\$1,226.58
Nutritional Consultation	S9470	SE	23	230	15 min	\$15.95
Residential Habilitation-Community Home Light Limited Extensive Intensive Intensive +	W7228 W7229 W7230 W7231 W7232		52	521	Day	\$137.89 \$165.21 \$219.83 \$439.66 \$519.60
Residential Habilitation-Family Living Home Staffing Low Staffing High	W7052 W7053		52	522	Day	\$101.23 \$134.24
Respite Out of Home-Day	W7211		51	513	Day	\$216.80
Respite Out of Home	W7212		51	513	15 min	\$5.42

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Rate</i>
Respite In Home	W7213		51	512	15 min	\$6.12
Supported Employment	W7200		53	531	15 min	\$10.95
Supports Coordination Plan Development	W7199		21	214	Unit	\$818.59
Supports Coordination Ongoing	T2024		21	214	15 min	\$17.05
Temporary Crisis Services	W7236		51	536	15 min	\$9.00
Counseling	T2025	HE	19 31 11 11 11 11	425 426 421 422 423 424	15 min	\$21.29
Occupational Therapy	T2025	GO U2	17	171	15 min	\$19.66
Speech Therapy	T2025	GN U2	17	173	15 min	\$15.08
Transitional Work Services <1:6 - >1:3.5 <1:3.5 - >1:1	W7239 W7241		51	516	15 min	\$2.36 \$3.98

Fiscal Impact

It is anticipated that these revisions will result in an increased cost of \$0.357 million (\$0.160 million in State funds) in the Autism Intervention Program in Fiscal Year 2011-2012.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department at ra-odpautismwaiver@tate.pa.us, use subject header "PN AAW Fee Schedule" or Department of Public Welfare, Office of Developmental Programs, Bureau of Autism Services, 6th Floor, Health and Welfare Building, Forster and Commonwealth Avenues, Harrisburg, PA 17120. Comments received will be reviewed and considered for any subsequent revisions to the fee schedule for Adult Autism Waiver services.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-701. (1) General Fund; (2) Implementing Year 2010-11 is \$0; (3) 1st Succeeding Year 2011-12 is \$160,000; 2nd Succeeding Year 2012-13 is \$0; 3rd Succeeding Year 2013-14 is \$0; 4th Succeeding Year 2014-15 is \$0; 5th Succeeding Year 2015-16 is \$0; (4) 2007-08 Program—\$9,955,000; 2008-09 Program—\$12,363,000; 2009-10 Program—\$9,963,000; (7) Autism Intervention and Services; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 11-1061. Filed for public inspection June 24, 2011, 9:00 a.m.]

Nursing Facility Assessment Program for Fiscal Year 2011-2012

This notice announces the proposed assessment amount, the proposed assessment methodology and the

estimated aggregate impact on nursing facilities that will be subject to the assessment under the Nursing Facility Assessment Program (Assessment Program) in Fiscal Year (FY) 2011-2012.

Background

Article VIII-A of the Public Welfare Code (code) authorizes the Department of Public Welfare (Department) to impose an annual monetary assessment on private and county nursing facilities in this Commonwealth each fiscal year through FY 2011-2012. See 62 P. S. §§ 801-A—815-A. Under Article VIII-A of the code, the Department may impose the assessment only to the extent that the assessment revenues qualify as the State share of Medical Assistance (MA) Program expenditures eligible for Federal financial participation (FFP). See 62 P. S. § 803-A. To ensure receipt of FFP, Article VIII-A requires the Department to seek a waiver from the Federal Centers for Medicare and Medicaid Services (CMS) if necessary to implement the Assessment Program. See 62 P. S. § 812-A. For FY 2011-2012, the Department submitted a request to CMS for an amendment to the Assessment Program. The implementation of the changes to the Assessment Program is contingent on CMS's approval of the request.

For each fiscal year that the Assessment Program is implemented, the code authorizes the Secretary of the Department (Secretary) to determine the aggregate amount of the assessment and the annual assessment rate in consultation with the Secretary of the Budget. See 62 P. S. § 804-A. The law specifies that annual assessment rates must be sufficient to generate at least \$50 million in additional revenue, but not more than the maximum aggregate assessment amount that qualifies for Federal matching funds. See 62 P. S. § 805-A.

The Secretary must publish a notice in the *Pennsylvania Bulletin* before imposing an annual assessment for a FY. The notice must specify the amount of the assessment being proposed, explain the proposed assessment methodology, identify the estimated assessment amount and aggregate impact on nursing facilities subject to the assessment and provide interested persons a 30-day period to comment. See 62 P. S. § 805-A.

This notice announces the assessment amounts, rates and methodology that the Department is proposing to implement in FY 2011-2012 and the estimated aggregate impact on nursing facilities that will be subject to the assessment in FY 2011-2012.

Proposed Assessment Methodology and Rates

During FY 2011-2012, the Department is proposing to maintain the same assessment methodology that was used in FY 2010-2011.

The following nursing facilities will continue to be exempt from the Assessment Program in FY 2011-2012:

- (1) State owned and operated nursing facilities.
- (2) Veteran's Administration nursing facilities.
- (3) Nursing facilities that have not been licensed and operated by the current or previous owner for the full calendar quarter prior to the calendar quarter in which an assessment is collected.
- (4) Nursing facilities that provide nursing facility services free of charge to all residents.

Under the proposed rate structure, the Department will assess nonexempt nursing facilities at two rates. One rate will apply to three categories of nursing facilities: county nursing facilities; nursing facilities that have 50 or fewer licensed beds; and grandfathered Continuing Care Retirement Community (CCRC) nursing facilities.¹ The other rate will apply to all other nonexempt facilities, including nursing facilities that began participation in a CCRC on or after July 1, 2010. Using the applicable rate, the Department will calculate each nonexempt facility's quarterly assessment amount by multiplying its assessment rate by the facility's non-Medicare resident days during the calendar quarter that immediately preceded the assessment quarter.

The Department also proposes to increase the assessment rates for nonexempt nursing facilities from the rates in FY 2010-2011. The proposed assessment rates for FY 2011-2012 are as follows:

- (1) For county nursing facilities, for nursing facilities that have 50 or fewer licensed beds, and for grandfathered CCRC nursing facilities, the assessment rate will be \$6.59 per non-Medicare resident day.
- (2) For all other nonexempt nursing facilities, the assessment rate will be \$28.04 per non-Medicare resident day.

Aggregate Assessment Amounts and Fiscal Impact

The Department estimates that if the proposed assessment rates are implemented the annual aggregate assessment fees for nonexempt nursing facilities will total \$434.130 million. The Department will use the State

¹ The Department will consider a nursing facility to be a grandfathered CCRC nursing facility if it meets either of the following:

(1) The nursing facility was assessed the CCRC assessment rate prior to July 1, 2010, and continues to qualify for the CCRC assessment rate under the guidelines under which it was approved for the CCRC rate.

(2) The nursing facility was not assessed at the CCRC assessment rate prior to July 1, 2010, but the nursing facility meets all of the following:

(i) The nursing facility submitted a request to the Department to be assessed at the CCRC rate on or before June 23, 2010.

(ii) The CCRC which controls or owns the nursing facility submitted an application for a certificate of authority (COA) to the Insurance Department on or before June 23, 2010.

(iii) The nursing facility demonstrates that the CCRC incurred significant costs prior to June 5, 2010, in pursuing certification as a CCRC. (Examples of significant costs include costs incurred to obtain plan or site reviews, an enforceable construction contract, lease, contract for consulting services, zoning and certificate of occupancy.)

(iv) The nursing facility qualifies for the CCRC rate under the criteria in effect for FY 2009-2010 published at 40 Pa.B. 767 (February 6, 2010).

(v) The CCRC receives a COA during FY 2010-2011.

A detailed explanation of a grandfathered CCRC nursing facility is contained in the notice published at 40 Pa.B. 7297 (December 18, 2010), which is available online at <http://www.pabulletin.com/secure/data/vol40/40-51/2417.html>

revenue derived from the assessment fees and any associated Federal matching funds to support payments to qualified MA nursing facility providers in accordance with applicable laws and regulations.

Public Comment

Interested persons are invited to submit written comments regarding the contents of this notice to Marilyn Yocum, Department of Public Welfare/Department of Aging, Office of Long-Term Living, 555 Walnut Street, Forum Place, 5th Floor, Harrisburg, PA 17101-1919. Comments must be submitted within 30 days of publication of the notice. See 62 P.S. § 805-A. After considering the comments, the Secretary will publish a second notice announcing the final assessment rates for FY 2011-2012. The Department will not begin collecting assessment fees until after the publication of the final assessment rate notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-699. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 11-1062. Filed for public inspection June 24, 2011, 9:00 a.m.]

Payment for Nursing Facility Services Provided by County and Nonpublic Nursing Facilities; Notice of Change in Methods and Standards of Setting Payment Rates

The Department of Public Welfare (Department) is announcing its intent to revise the Medical Assistance (MA) payment methodology and standards for payment of MA nursing facility services in Fiscal Year (FY) 2011-2012 to authorize the continued use of a budget adjustment factor (BAF) in setting payment rates for nursing facility services.

Background

Since 1996, the Department has used a case-mix prospective payment methodology to set per diem rate payments for MA nursing facility providers. One of the reasons the Department adopted this payment methodology was that the prior retrospective cost-based payment system had proven to be "highly inflationary" and change was necessary to curb an "explosive growth of nursing facility expenditures." See 25 Pa.B. 4477 (October 14, 1995). In 2006, the Department noted that "[s]ince the case-mix payment system was implemented in 1996, MA nursing facility payment rates have risen more than 56% and, since 2000, have increased by 27.4% overall. During this same period, expenditures for MA nursing facility services have grown to nearly \$3 billion and expenditures for MA services to the elderly and disabled now consume approximately 70% of the \$14 billion MA Program budget." See 36 Pa.B. 3207 (June 24, 2006).

Realizing that the MA Program could not continue to sustain the pace at which long-term care expenditures were growing, the Department amended the Commonwealth's Title XIX State Plan and issued regulations changing the case-mix payment methodology effective

July 1, 2005 to include use of a BAF in annual rate-setting. See 35 Pa.B. 6232 (November 12, 2005). The next year, after engaging in an extensive public process, the Department took steps to continue the use of the BAF through FY 2007-2008. See 36 Pa.B. 3207.

The Department adopted use of a BAF to moderate or cap the rate at which nursing facility payment rates increase from one year to the next. The General Assembly endorsed this policy change and amended section 443.1(7)(i) and (iii) of the Public Welfare Code (62 P.S. § 443.1(7)(i) and (iii)) in 2007 (P.L. 49, No. 16, June 30, 2007) and again in 2008 (P.L. 557, No. 44, July 4, 2008) to mandate continued use of the BAF through FY 2010-2011, subject to approval by the Federal Centers for Medicare and Medicaid Services (CMS). Since the implementation of the BAF, case-mix per diem rates have increased on an annual average basis by \$4.60 per day and in the aggregate by 16.62% overall from FY 2004-2005 through FY 2010-2011. In contrast, had the BAF not been used, rates would have increased on an annual average basis by \$7.18 per day and overall by 25.93%, well in excess of either the Consumer Price Index or the CMS Nursing Home without Capital Market Basket Index.

Under section 443.1(7)(iii)(A) of the Public Welfare Code, the current statutory provision mandating use of the BAF expires June 30, 2011. Because it would be fiscally irresponsible to revert to a payment methodology that produces unsustainable rate increases, particularly given current economic conditions, the Department is proposing and expects that the General Assembly will enact legislation to mandate continued use of a BAF in FY 2011-2012, subject to CMS approval. Use of the BAF has assured, and will continue to assure, that payments to nursing facilities under the MA Program are consistent with efficiency and economy.

Further, during the past 5 years the BAF has been in place, the Department has uncovered no evidence that the quality of care in this Commonwealth MA nursing facilities has been adversely impacted by use of the BAF. To the contrary, MA nursing facility providers continue to deliver a high quality of care. The Department does not expect the quality of care to decline in FY 2011-2012, and will continue our enforcement and monitoring activities to ensure that is the case.

In addition, although the BAF has served to moderate the overall aggregate increases in case-mix per diem rates, the adjusted case-mix per diem rate payments, together with the other supplemental payments to nursing facilities authorized under the Commonwealth's approved State Plan, have been and will continue to be sufficient to assure that MA recipients have equal access to medically necessary nursing facility services. The vast majority of licensed nursing facilities in this Commonwealth participate as providers in the MA Program, and the MA Program pays for more days of nursing facility care than all other payors combined. The Department does not expect this to change if the BAF continues in FY 2011-2012.

Proposed BAF Methodology for FY 2011-2012

As previously noted, the Department intends to submit a State Plan Amendment (SPA) to CMS to continue use of the BAF. Under the proposed SPA, the Department will apply a BAF and make adjustments to nonpublic nursing facility and county payment rates in FY 2011-2012. As in prior years, the BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the FY is

limited to the amount permitted by the funds appropriated by the General Appropriations Act for the FY. For nonpublic nursing facilities, however, the Department is proposing to change the manner in which the BAF is calculated.

Nonpublic Nursing Facilities

Since 2005, the Department calculated one BAF each rate-setting year, and applied that BAF to the nursing facility payment rates in effect for the rate-setting year. Instead of calculating one BAF for the FY, the nursing facility industry requested and the Department is proposing to calculate a BAF each quarter of FY 2011-2012 for nonpublic nursing facilities as follows.

Quarterly BAF Formula

Prior to establishing the MA nonpublic nursing facility quarterly rates for the 2011-2012 rate year, the Department will use the following formula to determine the Quarterly BAF:

Annual target rate divided by the weighted average quarterly rate at 100% equals the Quarterly BAF.

If the Quarterly BAF as calculated is greater than 1.0, the Quarterly BAF will equal 1.0.

Terms Related to the BAF Determination

The following words and terms, when used in the 2011-2012 BAF determination, have the following meaning, unless the context clearly indicates otherwise:

Annual per diem adjustment—The per diem amount of adjustment from the base rate allowed by the funds appropriated by the General Appropriations Act for the 2011-2012 rate year. The annual per diem adjustment is the annual target rate minus the base rate.

Annual target rate—The base rate multiplied by one plus the percentage rate of change permitted by the funds appropriated by the General Appropriations Act for the 2011-2012 rate year.

Base days—The source of days for the day-weighted calculation used in determining the base rate and the weighted-average quarterly rates at 100%. The base days are the sum of each nonpublic nursing facility's paid facility days, therapeutic leave days and 1/3 of the hospital bed reserve days from the PROMISE data file used to determine disproportionate share payments preceding the rate year used to determine the base rate.

Base rate—For fiscal year 2011-2012, the projected Statewide day-weighted average rate for fiscal year 2010-2011 based on the funds appropriated for fiscal year 2010-2011.

Quarterly BAF—The BAF applied to each nonpublic nursing facility's quarterly rate, as calculated for the quarter.

Weighted-average quarterly rate at 100%—The Statewide day-weighted average of the nonpublic nursing facilities' quarterly rates, as applicable, determined in accordance with 55 Pa. Code Chapter 1187 (relating to nursing facility services), calculated using base days, prior to application of a BAF.

County Nursing Facilities

Under the proposed SPA, the Department will continue to calculate and apply the BAF to county nursing facility payment rates as it has in prior rate-setting years. Specifically, the Department will adjust each county nursing facility's per diem rate by multiplying the rate by a BAF. A county nursing facility's per diem rate for an MA resident will be the facility's July 1, 2010, per diem rate as calculated under 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting) and 55 Pa. Code

§ 1189.91(b) (relating to per diem rates for county nursing facilities) multiplied by the county BAF.

Use of the calculations previously described is contingent upon the approval by CMS of the SPA.

Fiscal Impact

No fiscal impact is anticipated as a result of these changes through June 30, 2012. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding the BAF formulas to the Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Forum Place, 5th Floor, 555 Walnut Street, Attention: Marilyn Yocum, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-707. Under the proposed State Plan Amendment, the Department of Public Welfare will apply a budget adjustment factor (BAF) and make adjustments to county and nonpublic nursing facility payment rates in 2011-12. The BAF shall limit the estimated statewide day-weighted average payment rate for medical assistance nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for that fiscal year is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year. Until a budget bill is passed and an appropriation level set, we cannot estimate the fiscal impact associated with this notice. (8) recommends adoption.

[Pa.B. Doc. No. 11-1063. Filed for public inspection June 24, 2011, 9:00 a.m.]

Payment for Nursing Facility Services Provided by County Nursing Facilities; Medicaid Day One Incentive Payments to County Nursing Facilities for Fiscal Year 2011-2012

This announcement is to provide advance notice that the Department of Public Welfare (Department) intends to continue to make Medicaid Day One Incentive (MDOI) payments to qualified county nursing facilities through Fiscal Year (FY) 2011-2012.

Background

The Department instituted the MDOI payments in FY 2006-2007 to encourage county nursing facilities to continue to serve as safety net providers by giving them a financial incentive to provide services to individuals who are Medical Assistance (MA) eligible on the day of admission.

For FYs 2006-2007 through 2010-2011, the Department provided MDOI payments to qualified county nursing facilities. The qualifying criteria and formula used to

determine these payments, as set forth in the Commonwealth's approved State Plan, are as follows:

To qualify for MDOI payments, the nursing facility must be a county nursing facility both during the entire quarter for which the MDOI installment payment is being made and at the time the MDOI installment payment is made.

The Department will calculate each qualified county nursing facility's MDOI quarterly installment payment based on the following formula:

(i) The total funds allocated for the MDOI payments for the rate year will be divided by the total MA days for all county nursing facilities to determine the MDOI per diem for the rate year. The total MA days used for each county nursing facility will be the MA days identified on the most recent PROMISE data file used to determine the facility's eligibility for disproportionate share incentive payments.

(ii) The MDOI per diem for the rate year will be multiplied by each qualified county nursing facility's paid MA days identified on the most recent PROMISE data file used to determine eligibility for disproportionate share incentive payments, to determine its annual MDOI amount.

(iii) Each qualified county nursing facility's annual MDOI amount will be divided by four to determine the facility's MDOI quarterly installment payments for the rate year.

The MDOI installment payments for each quarter of the rate year will be paid in the first month of the following quarter.

For FY 2011-2012, the Department intends to use a portion of the revenues generated from the FY 2011-2012 Nursing Facility Assessment Program (the act of June 30, 2007 (P. L. 49, No. 16) and public expenditures certified by the Department as the State share of the MDOI payments to qualified county nursing facilities. To authorize the continuance of the MDOI payments for FY 2011-2012, and the increase in the funding level for the MDOI payments for FY 2011-2012, the Department will submit a State Plan Amendment (SPA) to the Federal Centers for Medicare and Medicaid Services (CMS).

If CMS approves the SPA the Department will have the authority to continue to make MDOI payments to county nursing facilities for FY 2011-2012 and increase the funding level for the MDOI for FY 2011-2012.

The MDOI payments to county nursing facilities will provide incentives to county nursing facilities to provide services to individuals who are MA eligible on the day of admission. Nursing facilities are often reluctant to admit residents whose only source of coverage for nursing facility services is MA. County nursing facilities have traditionally acted as the safety net for those residents who have been denied admission to other nursing facilities. The MDOI payments are intended to assure that county nursing facilities continue to provide access to care for these individuals.

Fiscal Impact

The estimated increase in annual aggregate expenditures during FY 2011-2012 is \$20.575 million in State funds.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare/Department of Aging, Office of Long-Term Living,

Bureau of Policy and Strategic Planning, Forum Place, 5th Floor, 555 Walnut Street, Attention Marilyn Yocum, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-700. (1) General Fund; (2) Implementing Year 2010-11 is \$0; (3) 1st Succeeding Year 2011-12 is \$20,575,000; 2nd Succeeding Year 2012-13 is \$0; 3rd Succeeding Year 2013-14 is \$0; 4th Succeeding Year 2014-15 is \$0; 5th Succeeding Year 2015-16 is \$0; (4) 2008-09 Program—\$672,597,000; 2009-10 Program—\$540,266,000; 2010-11 Program—\$713,831,000; (7) MA—Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 11-1064. Filed for public inspection June 24, 2011, 9:00 a.m.]

Payments to Nonpublic and County Nursing Facilities; Proposed Rates for State Fiscal Year 2011-2012

This notice announces the Department of Public Welfare's (Department) proposed annual case-mix per diem payment rates for State Fiscal Year (FY) 2011-2012 for nonpublic and county nursing facilities that participate in the Medical Assistance (MA) Program.

Nonpublic Nursing Facility Per Diem Rates

As required by the case-mix payment methodology set forth in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting), the Department intends to set an annual MA per diem rate for each nonpublic nursing facility provider. Each facility's annual per diem rate will have four components: resident care, other resident related, administrative and capital. For each quarter of FY 2011-2012, the Department will adjust the resident care component of each facility's rate by multiplying the resident care cost component by the facility's MA case-mix index for the appropriate picture date.

In calculating the proposed rates, the Department assumed that peer group prices for FY 2011-2012 will be set as specified in 55 Pa. Code § 1187.94(1)(v) (relating to peer grouping for price setting), which provides for a 3-year phase-out of the use of county nursing facility costs in computing nonpublic nursing facility rates. Under § 1187.94(1)(v), the phase-out median used to establish peer group prices for rate year 2011-2012 will equal 25% of the interim median plus 75% of the median calculated in accordance with 55 Pa. Code § 1187.96 (relating to price- and rate-setting computations).

Further, in computing the resident care cost component of the proposed rates, the Department assumed that the changes described in the proposed rulemaking, Transition to RUG-III Version 5.12 and Latest Assessment published at 40 Pa.B. 6525 (November 13, 2010), will be adopted. Under those rules, each nursing facility will receive a blended resident care rate for FY 2011-2012 which equals 50% of the nursing facility's RUG v. 5.01 resident care rate from the prior rate quarter adjusted by the percent increase or decrease in the RUG v. 5.12 resident care rate and 50% of the nursing facility's RUG v 5.12 resident care rate.

Finally, in calculating the proposed rates, the Department assumed that the General Assembly will enact legislation, and the Centers for Medicare and Medicaid Services (CMS) will approve a State Plan Amendment (SPA) authorizing the continued use of a "budget adjustment factor" (BAF) in setting MA nursing facility payment rates for FY 2011-2012. A detailed description of the proposed BAF formulas for FY 2011-2012 is contained in the Payment for Nursing Facility Services Provided by County and Nonpublic Nursing Facilities; Notice of Change in Methods and Standards of Setting Payment Rates notice published at 41 Pa.B. 3303 (June 25, 2011), which is available online at <http://www.pabulletin.com/secure/data/vol41/41-26/index.html>. Under that proposed formula, the BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the FY is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the FY. However, instead of calculating one BAF for the FY, a BAF will be calculated each quarter of FY 2011-2012 for nonpublic nursing facilities.

County Nursing Facility Per Diem Rates

As required by the rate methodology set forth in 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting), the Department intends to set an annual MA per diem rate for each county nursing facility provider. As specified in 55 Pa. Code § 1189.91(b) (relating to per diem rates for county nursing facilities), for each rate year beginning on or after July 1, 2007, the per diem rate paid to a county nursing facility for a rate year will be the facility's prior rate year per diem multiplied by a BAF determined in accordance with the formula in the Commonwealth's approved State Plan. As previously noted, the Department will be submitting an SPA to CMS to include the BAF formula which the Department will use in FY 2011-2012. Under the proposed SPA, the Department will continue to calculate and apply an annual BAF to setting county nursing facility payment rates.

The proposed annual per diem rates for FY 2011-2012, July Quarterly BAF which will be applied to nonpublic nursing facility rates and the annual BAF which will be applied to county nursing facilities are available on the Department's web site at www.dpw.state.pa.us/provider/doingbusinesswithdpw/longtermcarecasemixinformation/index.htm and at local county assistance offices throughout this Commonwealth or by contacting Marilyn Yocum, Department of Public Welfare, Office of Long-Term Living at (717) 705-3705. The proposed rates and BAFs were computed based upon the level of funding provided in the Governor's Budget.

Fiscal Impact

If the proposed payment rates are adopted as final, the rates will result in an estimated decreased cost of \$59.274 million (\$26.632 million in State funds) for per diem rate payments to nonpublic nursing facilities and an estimated decreased cost of \$12.275 million (\$5.515 million in State funds) for per diem rate payments for county nursing facilities' FY 2011-2012 rates compared to the facilities' proposed FY 2010-2011 per diem rates. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding the proposed annual rates for FY 2011-2012 to Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Forum Place, 5th Floor, 555 Walnut Street, Attention: Marilyn Yocum, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-708. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly for the forthcoming fiscal year; therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on funding levels as proposed in the Governor's Executive Budget. Based on the proposed budget, this action will not result in a loss of revenue or an increase in program costs to the Commonwealth or its political subdivisions. (8) recommends adoption.

[Pa.B. Doc. No. 11-1065. Filed for public inspection June 24, 2011, 9:00 a.m.]

Rate Setting Methodology for Consolidated and Person/Family Directed Support Waiver- and Base-Funded Services for Individuals Participating in the Office of Developmental Programs Service System

The purpose of this notice is to announce that, effective July 1, 2011, the Department of Public Welfare (Department) is revising the methodology used in the Prospective Payment System to develop rates for residential eligible and transportation per diem and trip, funded through the Consolidated and Person/Family Directed Support (P/FDS) waivers (waivers) and for the same service that is provided with base funding from that waiver funded service location.

The methodology described in this notice does not include the Medical Assistance program fee schedule services or rates.

Background

Beginning in 2009, the Department began implementation of a Statewide rate setting system to establish provider payment rates consistently across the Commonwealth. The Department continues to move in a direction to align rates and rate-setting methodologies across programs.

Rate-Setting Methodology for Residential Eligible Cost-based Services

The proposed payment rates for residential eligible cost report-based services were developed from the data in the Year 3 cost reports (Version 6.0—FY 2009-2010 Historical Expense Period) submitted by providers and approved in the desk review process, where the procedure codes and service locations in the cost reports were the same as those entered in the Support and Service Directory (SSD) as of December 31, 2010. Procedure codes and service locations included in the cost reports, but not entered in the SSD as of December 31, 2010, were not included in

calculating proposed payment rates. The rates were also calculated using the following methodologies.

Outlier Review Process

The "total unit cost" for a provider and service was equal to the total expenses for that provider and service divided by the total available units for that provider and service as provided in the submitted cost reports. The total utilization included adjustments based on a review of the cost report data compared to available Home and Community Services Information System and Provider Reimbursement and Operations Management Information System in electronic format (PROMISE™) data.

The Department identified and adjusted for outliers at the total unit cost level for each of the providers' cost-based services submitted in Year 3 approved cost reports. For all services with 20 or more unique unit costs (that is, unit costs by provider and service from separate, approved—Year 3 cost reports), the Department applied the following for each service:

- The average and standard deviation (SD) values were calculated, excluding extreme outliers, based on the total unit costs for all providers from the Year 3 cost report data.
- Total unit costs that were greater than the average plus one SD or were less than the average minus two SD were flagged as outliers.
- For total unit costs that were flagged as outliers and were within +/- 5% of the provider's average Fiscal Year (FY) 2010-2011 rate for that service and applicable service locations, the total unit cost was accepted and did not undergo a review.
- For total unit costs that were flagged as outliers and were not within +/- 5% of the provider's average FY 2010-2011 rate for that service and applicable service locations, the total unit cost did undergo a review, as described below.

Total Unit Cost Review

The Department performed a standardized review of all total unit cost outliers that were not within +/- 5% of the average FY 2010-2011 rate. The review consisted of an evaluation of the Individual Service Plans (ISPs) for waiver participants receiving services at the service locations impacted by the outlier unit cost. The Department established a structured review process and review procedures to ensure consistency across the Commonwealth. The review allowed the Department to determine whether the outlier unit cost was justified (such as an individual with complex needs).

- Total unit cost outliers that were justified based on the ISP reviews were not adjusted.
- Total unit cost outliers that were greater than the average unit cost plus one SD and were not justified based on the ISP reviews, were adjusted to the maximum unit cost below the average plus one SD for that service.
- Total unit cost outliers that were less than the average unit cost minus two SD and were not justified based on the ISP reviews, were adjusted to the minimum unit cost above the average minus two SD for that service.

For all cost-based services with less than 20 unique total unit costs, the Department did not perform an outlier review on the total unit costs for those services because not enough data points were available to produce statistically valid ranges.

Cost of Living Adjustment and Rate Adjustment Factor (RAF)

After the unit costs for each cost-based procedure code were adjusted as previously described, a total cost of living increase of 0% (0% for FY 2009-2010 and 0% for FY 2010-2011) was applied to the FY 2009-2010 unit costs for each procedure code to establish each provider's proposed payment rates for FY 2011-2012.

The Department compared projected FY 2011-2012 State and Federal expenditures to the corresponding FY 2011-2012 budget appropriation for the Consolidated and P/FDS waiver programs to determine if a RAF was necessary for the FY 2011-2012 rates. State and Federal expenditures were projected using the proposed payment rates and projected utilization, which was based on actual FY 2010-2011 utilization and utilization trend factors determined by the Department. A RAF -0.71% was applied to the unit costs for all residential eligible cost-based services.

Rate Assignment Process

A provider was assigned the average of its cost report rates for an existing service at a new service location, if the provider submitted cost report data at other locations for the service in the cost report. A provider was assigned the area adjusted average of all providers' cost report rates for new services, if the provider did not submit cost report data for the service in the provider's cost report (that is, the provider did not provide this service at any service location in FY 2009-2010).

The Department established a provider's rate as the lowest rate calculated based on all approved cost reports if a provider:

- Did not attempt a cost report submission by the published deadline.
- Attempted a cost report submission but the provider failed to successfully upload to the cost report submission to the web site.
- Successfully submitted a cost report but did not resubmit as requested during the desk review process.

Providers who failed the desk review on their initial cost report submission and who resubmitted their cost report, but whose resubmission still failed the desk review process were assigned the 25th percentile rate calculated based on all approved cost reports for all services.

Rate Setting Methodology for Per Diem and Trip Transportation Cost-Based Services

The proposed payment rates for Per Diem and Trip transportation services were developed from the data submitted in the Year 3 transportation cost reports (FY 2009-2010 Historical Expense Period) submitted by providers and approved in the desk review process, where the procedure codes and service locations in the transportation cost reports were the same as those entered in the SSD as of December 31, 2010. The Department reviewed the transportation cost reports which were submitted by the transportation providers and compared the services where costs were allocated in the cost report to the service offered in the SSD. Where there was an exact match between what was reported on the cost report and what was in the SSD, the cost report based rate was used for rate setting. If there was not an exact match but the provider submitted a cost report, the area average rate was assigned to the services offered in the SSD, but not reported on the cost report.

If the transportation provider did not submit a cost report, the lowest rate was assigned for the services offered in the SSD. If there was a new provider that started services in FY 2010-2011 and did not have historical experience, the area average rate was assigned. If an agency was signed up in the SSD to provide Per Diem and Trip transportation services, but they are considered a public carrier or are no longer providing Per Diem or Trip transportation service and have not been deleted from the SSD, \$.01 was assigned as the rate.

There is no Cost of Living Adjustment applied to the proposed cost-based services rates for FY 2011-2012. All proposed payment rates for all waiver-funded services are contingent on the final budget enacted by the General Assembly. The proposed rates should be used to process claims submitted to the PROMISE™ for services provided during FY 2011-2012 until a notice announcing final rates is published.

Fiscal Impact

There is no anticipated fiscal impact. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Mental Retardation (MH/MR) County Program, Administrative Entity (AE) or regional Office of Developmental Programs (ODP) in the corresponding regions:

- *Western region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222 (412) 565-5144
- *Northeast region:* Room 315 Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503 (570) 963-4749
- *Southeast region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107 (215) 560-2242 or (215) 560-2245
- *Central region:* Room 430 Willow Oak Building, P. O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105 (717) 772-6507

Contact information for the local MH/MR County Program or AE may be found at <https://www.hcsis.state.pa.us/hcsis-ssd/pgm/asp/PRCNT.ASP>, or contact the previously referenced regional ODP.

Interested persons are invited to submit written comments regarding this notice to the Department at the Office of Developmental Programs' rate-setting mailbox at ra-ratesetting@state.pa.us, use subject header "PN PPS Methodology," or Department of Public Welfare, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th Floor, Health and Welfare Building, Forster and Commonwealth Avenues, Harrisburg, PA 17120.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-703. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly for the forthcom-

ing fiscal year; therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on funding levels as proposed in the Governor's Executive Budget. Based on the proposed budget, this action will not result in a loss of revenue or an increase in program costs to the Commonwealth or its political subdivisions. (8) recommends adoption.

[Pa.B. Doc. No. 11-1066. Filed for public inspection June 24, 2011, 9:00 a.m.]

Trauma Disproportionate Share Payments

The Department of Public Welfare (Department) is announcing its intent to amend the qualifying criteria and payment methodology and increase funding for an additional class of disproportionate share hospital payments to hospitals that qualify as trauma centers for the purpose of improving access to readily available and coordinated trauma care for the citizens of this Commonwealth. The Department is increasing funding for these payments as a result of additional funding allocations in the Commonwealth's 2010-2011 budget. The qualifying criteria and payment methodology are being amended as a result of requirements established in the Pennsylvania Trauma Systems Stabilization Act (62 P. S. §§ 801-H—808-H).

Level I and Level II Trauma Centers

A hospital located in this Commonwealth shall qualify as a trauma center (qualified trauma center) if it is accredited by the Pennsylvania Trauma Systems Foundation (Foundation) as a Level I or Level II trauma center.

An out-of-State hospital will qualify as a trauma center (out-of-State qualified trauma center) if the hospital operates a trauma center that annually discharges more than 30 patients, who qualify as trauma patients under the Pennsylvania Trauma Outcome Study (PTOS) for 2 of the preceding 4 years or is West Virginia University Hospital and meets each of the following requirements:

(1) Is accredited as a Level I or Level II trauma center by the Foundation; or has obtained verification from the American College of Surgeons as a Level I or Level II trauma center; and is formally designated as a Level I or Level II trauma center by its home state.

(2) Pays to the Foundation the annual participation fee the out-of-State hospital would be charged were it accredited by the Foundation as a Level I or Level II trauma center.

Out-of-State qualified trauma centers shall submit to the Foundation on an annual basis the following:

(1) A copy of the clinical patient data the hospital submits to the National Trauma Database regarding residents in this Commonwealth who receive trauma services from the hospital.

(2) The total and Commonwealth resident-specific number of PTOS trauma visits and patient days for individuals who are Medical Assistance (MA) recipients and those who are uninsured. The definition of what constitutes a PTOS trauma case shall be the same for both Commonwealth and out-of-State hospitals.

There will be no changes to the payment methodology for Level I and Level II trauma centers, including out-of-State hospitals.

Level III Trauma Centers

The Foundation will accredit Level III trauma centers using standards based on the American College of Surgeons guidelines for Level III trauma centers. In addition

to these standards, a hospital shall meet all of the following criteria to qualify for Level III accreditation:

(1) Provide comprehensive emergency services.

(2) Have, on an annual basis, at least 4,000 inpatient admissions from its emergency department.

(3) For trauma centers accredited or seeking accreditation prior to October 23, 2010:

(a) Be located in a county without an accredited Level I or Level II trauma center.

(b) Not be located within 25 miles travel distance from a Level I or Level II trauma center.

(4) For trauma centers accredited or seeking accreditation on or after October 23, 2010:

(a) Be located in a county of the third to eighth class.

(b) Not be located within 25 miles travel distance from a Level I, Level II or Level III trauma center.

The Department will allocate 10% of the total available funds to hospitals accredited or seeking accreditation as Level III trauma centers for up to 4 years, with documented evidence of progression towards accreditation and achievement of benchmarks as verified and established by the Foundation in collaboration with the Department (qualified Level III trauma centers).

(1) Fifty percent of this amount available for Level III trauma centers will be distributed equally among qualified Level III trauma centers.

(2) Fifty percent of the total amount available for Level III trauma centers will be distributed on the basis of each qualified Level III trauma center's percentage of MA and uninsured PTOS trauma cases and patient days compared to the Commonwealth Statewide total number of MA and uninsured PTOS trauma cases and patient days for qualified Level III trauma centers.

For these payments, the Department will calculate payment to each qualified Level III trauma center using PTOS data provided by the Foundation. For purposes of calculating the hospital specific portion of the payment, the Department shall count all MA days, uninsured PTOS trauma cases and patient days, irrespective of the home state of the patient. Payment to each qualified Level III trauma center may not be greater than 50% of the average Statewide annual payment to a Level II trauma center.

Fiscal Impact

The Fiscal Year 2010-2011 fiscal impact of the trauma payments is \$25.523 million (\$11.322 million in State funds).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,
Acting Secretary

Fiscal Note: 14-NOT-696. (1) General Fund; (2) Implementing Year 2010-11 is \$11,322,000; (3) 1st Succeeding Year 2011-12 is \$0; 2nd Succeeding Year 2012-13 is \$0; 3rd Succeeding Year 2013-14 is \$0; 4th Succeeding Year 2014-15 is \$0; 5th Succeeding Year 2015-16 is \$0; (4) 2007-08 Program—\$12,500,000; 2008-09 Program—

\$11,597,000; 2009-10 Program—\$10,387,000; (7) Trauma Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 11-1067. Filed for public inspection June 24, 2011, 9:00 a.m.]

DEPARTMENT OF REVENUE

Adjustment of Program Service Revenue Amounts

In accordance with section 6(a)(5) of the Institutions of Purely Public Charity Act (act) (10 P. S. § 376(a)(5)), the Department of Revenue is required to adjust the annual program service revenue amount used as a benchmark in section 6(a)(1) and (2) of the act for the purpose of asserting a rebuttable presumption.

The annual program service revenue amounts referred to in section 6(a)(1) and (2) of the act shall be increased by 1% as follows:

- (1) Effective July 1, 1999—Program Service Revenues—\$10,100,000.
- (2) Effective July 1, 2000—Program Service Revenues—\$10,201,000.
- (3) Effective July 1, 2001—Program Service Revenues—\$10,303,010.
- (4) Effective July 1, 2002—Program Service Revenues—\$10,406,040.
- (5) Effective July 1, 2003—Program Service Revenues—\$10,510,100.
- (6) Effective July 1, 2004—Program Service Revenues—\$10,615,201.
- (7) Effective July 1, 2005—Program Service Revenues—\$10,721,353.
- (8) Effective July 1, 2006—Program Service Revenues—\$10,828,567.
- (9) Effective July 1, 2007—Program Service Revenues—\$10,936,853.
- (10) Effective July 1, 2008—Program Service Revenues—\$11,046,222.

(11) Effective July 1, 2009—Program Service Revenues—\$11,156,684.

(12) Effective July 1, 2010—Program Service Revenues—\$11,268,251.

(13) Effective July 1, 2011—Program Service Revenues—\$11,380,934.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1068. Filed for public inspection June 24, 2011, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Blommer Chocolate Co. v. DEP; EHB Doc. No. 2011-091-C

Blommer Chocolate Co. has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Blommer Chocolate Co. for a facility in Upper Hanover Township, Montgomery County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 11-1069. Filed for public inspection June 24, 2011, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from the web site, www.irrc.state.pa.us.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
57-265	Pennsylvania Public Utility Commission Standards and Billing Practices for Residential Utility Services	6/14/11	6/30/11

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
16A-6916	State Board of Social Workers, Marriage/Family Therapists and Professional Counselors Licensed by Endorsement; Hours of Supervised Clinical Experience	6/15/11	7/21/11

SILVAN B. LUTKEWITTE, III,
Chairperson,

[Pa.B. Doc. No. 11-1070. Filed for public inspection June 24, 2011, 9:00 a.m.]

INSURANCE DEPARTMENT

Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Forbes Center for Rehabilitation and Healthcare, LLC

Forbes Center for Rehabilitation and Healthcare, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Forbes Center for Rehabilitation and Healthcare in Pittsburgh, PA. The initial filing was received on June 15, 2011, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or syerger@state.pa.us.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1071. Filed for public inspection June 24, 2011, 9:00 a.m.]

Per Diem Charges for Financial Examinations; Notice No. 2011-05

Under section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and under 31 Pa. Code § 12.4 (relating to per diem charges), an updated schedule of per diem charges for financial examinations conducted by the Insurance Department (Department) is hereby adopted.

The new schedule of charges is as follows:

Examiner Trainee	\$339 per day
Actuarial Associate 2	\$472 per day
Actuary 2	\$836 per day
Examiner 1	\$459 per day
Examiner 2	\$558 per day
Examiner 3	\$650 per day
Examination Manager	\$719 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for financial examination costs in 1/2-hour units.

This schedule is effective July 1, 2011.

This document supersedes the notice published at 40 Pa.B. 3475 (June 19, 2010) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1072. Filed for public inspection June 24, 2011, 9:00 a.m.]

Per Diem Charges for Market Conduct Examinations of Insurance Companies; Notice No. 2011-04

Each year, the Insurance Department (Department) updates its schedule of per diem charges or market conduct examinations conducted by the Department. These charges are authorized by section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and 31 Pa. Code § 12.4 (relating to per diem charges).

The new schedule of charges is as follows:

Examiner Trainee:	\$349 per day
Examiner 1	\$399 per day
Examiner 2	\$554 per day
Examiner 3	\$519 per day
Examiner Manager	\$640 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for examination costs in 1/2-hour units.

This schedule is effective July 1, 2011.

This notice supersedes the schedule of per diem charges published at 40 Pa.B. 3475 (June 19, 2010), which prior notice is repealed. These new charges shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1073. Filed for public inspection June 24, 2011, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68)

(Act 68) in connection with the termination of the insureds' automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of John and Marie Crescitelli; file no. 11-215-101244; Government Employees Insurance Company; Doc. No. PH11-05-018; July 26, 2011, 11 a.m.

Appeal of Donald R. and Betty B. Jackson; file no. 11-215-101937; Geico General Insurance Company; Doc. No. PH11-05-016; July 26, 2011, 10 a.m.

Appeal of Tamarkra Moore-Perkins; file no. 11-215-100298; Nationwide Insurance Company; Doc. No. PH11-04-014; July 26, 2011, 1 p.m.

Appeal of Yang Zhang and Xiaohua Zhou; file no. 11-214-100709; Erie Insurance Exchange; Doc. No. PH11-05-005; July 26, 2011, 9 a.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Katrina Martin; file no. 11-181-102402; Goodville Mutual Casualty Company; Doc. No. P11-05-008; August 3, 2011, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to

participate in the hearing should contact Donna R. Fleischauer, Human Resources Director, (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1074. Filed for public inspection June 24, 2011, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insured's homeowners policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of Kathryn Ann Decker; file no. 11-216-102212; State Farm Fire and Casualty Insurance Company; Doc. No. PH11-05-013; July 27, 2011, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director, (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1075. Filed for public inspection June 24, 2011, 9:00 a.m.]

Wayne Crecelius; Prehearing

Appeal of Wayne Crecelius; Consent Order; Doc. No. CO09-04-021

A prehearing telephone conference shall be held on June 30, 2011, at 10 a.m. A hearing will occur on July 19, 2011, at 10 a.m. in the Administrative Hearings Office,

Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator at the previously listed address on or before June 17, 2011. Answers to petitions to intervene, if any, shall be filed on or before June 29, 2011.

On or before June 17, 2011, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case. Contemporaneously with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within 2 business days. Copies of expert reports need not be filed with the Administrative Hearings Office. Experts will be permitted to testify only on matters substantially contemplated by reports supplied to the other party in accordance with this paragraph.

A written request for continuance of the scheduled prehearing telephone conference and hearing, for good cause, will be considered by the presiding officer. Prior to requesting a continuance, a party must contact the opposing party. All continuance requests must indicate whether the opposing party objects to a continuance.

Persons with a disability who wish to attend the administrative hearing and require an auxiliary aid, service or other accommodation to participate, contact Donna Fleischauer, Human Resources Analyst, (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1076. Filed for public inspection June 24, 2011, 9:00 a.m.]

**PENNSYLVANIA
INFRASTRUCTURE
INVESTMENT AUTHORITY**

**DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

Clean Water and Drinking Water State Revolving Fund Programs; Public Meeting on Federal Fiscal Year 2011 Intended Use Plans

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection

(Department) have prepared the Federal Fiscal Year (FY) 2011 Intended Use Plans (IUPs). The IUPs include a list of drinking water, wastewater treatment, nonpoint source and pollution abatement projects to be considered for a design and engineering or construction loan or grant from funds the Commonwealth expects to receive from the Federal FY 2011 Drinking Water State Revolving Fund (DWSRF) and Clean Water State Revolving Fund (CWSRF) programs. In accordance with United States Environmental Protection Agency (EPA) guidelines on the development of the IUPs, a public meeting has been scheduled for July 20, 2011 at 1:30 p.m. in the 2nd Floor Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. This meeting is scheduled for the purpose of receiving comments from the public regarding the Federal FY 2011 IUPs. Interested persons are invited to express their views on the narrative portion of the IUPs, including the program guidelines for the Nonpoint Source Program, the set aside work plan or the priority rating or ranking of projects on the IUPs. Persons wishing to offer comments at the public meeting should contact the Division of Technical and Financial Assistance at the address or telephone number listed at the end of this notice or by e-mail to vbkasi@state.pa.us by 4 p.m. on July 19, 2011. Where written statements are prepared and will be submitted at the meeting, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments.

The projects to be considered for a loan or grant from the DWSRF and CWSRF programs must meet the Federal requirements for funding in accordance with the Federal Safe Drinking Water Act and Clean Water Act. Accordingly, the projects included in the IUPs are expected to meet the requirements applicable to use of the DWSRF and CWSRF loan or grant funds. Projects listed in the FY 2011 IUPs are on the Commonwealth's Project Priority Lists (PPLs) and are expected to proceed with design and engineering or construction within the next 2 years. A project must appear on a PENNVEST-approved IUP before it can receive a loan or grant from the SRF programs. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUPs. Consequently, the rank ordered list of projects on the PPLs does not solely dictate the order in which projects will be chosen for inclusion in an IUP.

The DWSRF will be capitalized with approximately \$27.1 million in Federal funds and approximately \$5.4 million of State funds. Approximately \$7.3 million of these funds will be set aside for technical assistance to small systems, operator training and certification and source water assessment and protection, as authorized under the Safe Drinking Water Act. The DWSRF IUP also includes a narrative work plan that describes how these set-aside funds will be used. A minimum of approximately \$1.08 million will be set aside for program administration. Finally, an additional \$8.1 million must be set-aside for additional subsidization to disadvantaged communities and \$5.4 million for green infrastructure projects that fall into one or more of the following categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

The CWSRF will be capitalized with approximately \$58.4 million of Federal funds and approximately \$11.6

million of State funds. A minimum of approximately \$2.33 million will be set aside for program administration costs. Finally, an additional \$5.4 million must be set aside for additional subsidization to disadvantaged communities and \$11.6 million must be set aside for green infrastructure projects that fall into one or more of the following categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

It is not necessary to appear at the public meeting to present comments on the narrative portion of the IUPs, the set aside work plan or the PPLs. Interested persons may also submit written comments to the Department at the address that follows. Written comments will be considered equivalent to oral statements presented at the meeting. To be considered by the Department and PENNVEST, the written comments must be received by the Division of Technical and Financial Assistance by close of business, August 1, 2011.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Veronica Kasi at (717) 772-4053 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

A copy of the IUPs, the PPLs and the DWSRF set aside work plan may be obtained by contacting the Division of Technical and Financial Assistance at (717) 772-4053 or through the Department's web site at http://www.depweb.state.pa.us/portal/server.pt/community/drinking_water_and_facility/regulation/10535.

Department of Environmental Protection
Bureau of Water Standards and Facility Regulation
Division of Technical and Financial Assistance
P. O. Box 8467
11th Floor
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101
(717) 787-0122

PENNVEST
22 South Third Street
4th Floor
Keystone Building
Harrisburg, PA 17101
(717) 787-8137

MICHAEL L. KRANCER,

Secretary

Department of Environmental Protection

Vice Chairperson

Pennsylvania Infrastructure Investment Authority

PAUL K. MARCHETTI,

Executive Director

Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 11-1077. Filed for public inspection June 24, 2011, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Extension of the Fuel Cost Recovery Surcharge

Public Meeting held
June 9, 2011

Commissioners Present: Robert F. Powelson, Chairperson;
John F. Coleman, Jr., Vice Chairperson; Tyrone J.
Christy; Wayne E Gardner; James H. Cawley

Extension of the Fuel Cost Recovery Surcharge;
R-2009-2108518; S.P. 28209

Order

By the Commission

The Pennsylvania Public Utility Commission (Commission) by its Fuel Cost Recovery Surcharge Order at Special Permission Number 28209, ratified June 1, 2006, authorized call or demand, paratransit, and airport transfer carriers under the jurisdiction of this Commission to adjust rates and fares to offset significant increases in the cost of fuel. The fuel surcharge became effective on July 1, 2006, and was extended on June 21, 2007, June 24, 2008, June 18, 2009 and June 16, 2010. It is currently scheduled to terminate on June 30, 2011.

In letters submitted by the Pennsylvania Taxicab and Paratransit Association, as well as other carriers, the Commission has been asked to extend the fuel cost recovery surcharge. The letters cite the concern of additional expenses to the industry as the reason for this request.

Initially, all call or demand, paratransit, and airport transfer carriers were authorized to collect the surcharge found on the Fuel Surcharge page of the Commission's website. The average price of fuel was posted on the third Friday of each month, with the effective date of the surcharge being the first day of the subsequent month. The Commission determined the average cost of unleaded regular gasoline based upon gasoline prices in the index of the Energy Information Administration of the U.S. Department of Energy. The amount of the fuel surcharge was determined by locating the average price of gasoline on a chart, also displayed on that page, and selecting the corresponding fuel surcharge in the column for the respective type of transportation.

Determination of the amounts to be charged was based on the cost of gasoline per trip. The constants used for calculations were those based upon statistics from the Taxicab, Limousine and Paratransit Association: The average trip length of 6.8 miles for call or demand carriers and 13.61 miles for paratransit and airport transfer carriers; the average miles per gallon per vehicle of 15.04 for call or demand carriers and 13.01 for paratransit and airport transfer carriers; and \$1.35 per gallon of unleaded regular gasoline (the average cost in 2002 according to

Energy Information Administration of the Department of Energy). The cost per trip was calculated by multiplying the price of gasoline by the ratio of miles per trip to miles per gallon. The cost per trip at \$1.35 per gallon would serve as the base line. The results are tabulated in the chart below.

Passenger Carrier Fuel Surcharge Chart

<i>Fuel (\$/Gal)</i>	<i>Taxicabs*</i>	<i>Paratransit / Airport Transfer**</i>
\$3.00—\$3.09	\$.75	\$1.70
\$3.10—\$3.19	\$.80	\$1.80
\$3.20—\$3.29	\$.85	\$1.95
\$3.30—\$3.39	\$.90	\$2.05
\$3.40—\$3.49	\$.95	\$2.15
\$3.50—\$3.59	\$1.00	\$2.25
\$3.60—\$3.69	\$1.05	\$2.35
\$3.70—\$3.79	\$1.10	\$2.45
\$3.80—\$3.89	\$1.15	\$2.55
\$3.90—\$3.99	\$1.20	\$2.65
\$4.00—\$4.09	\$1.25	\$2.75
\$4.10—\$4.19	\$1.30	\$2.85
\$4.20—\$4.29	\$1.35	\$2.95
\$4.30—\$4.39	\$1.40	\$3.05
\$4.40—\$4.49	\$1.45	\$3.15
\$4.50—\$4.59	\$1.50	\$3.25
\$4.60—\$4.69	\$1.55	\$3.35
\$4.70—\$4.79	\$1.60	\$3.45
\$4.80—\$4.89	\$1.65	\$3.55
\$4.90—\$4.99	\$1.70	\$3.65
\$5.00—\$5.09	\$1.75	\$3.75
\$5.10—\$5.19	\$1.80	\$3.85
\$5.20—\$5.29	\$1.85	\$3.95
\$5.30—\$5.39	\$1.90	\$4.05
\$5.40—\$5.49	\$1.95	\$4.15
\$5.50—\$5.59	\$2.00	\$4.25
\$5.60—\$5.69	\$2.05	\$4.35
\$5.70—\$5.79	\$2.10	\$4.45
\$5.80—\$5.89	\$2.15	\$4.55
\$5.90—\$5.99	\$2.20	\$4.65
\$6.00—\$6.09	\$2.25	\$4.75
\$6.10—\$6.19	\$2.30	\$4.85
\$6.20—\$6.29	\$2.35	\$4.95
\$6.30—\$6.39	\$2.40	\$5.05
\$6.40—\$6.49	\$2.45	\$5.15
\$6.50—\$6.59	\$2.50	\$5.25
\$6.60—\$6.69	\$2.55	\$5.35
\$6.70—\$6.79	\$2.60	\$5.45
\$6.80—\$6.89	\$2.65	\$5.55
\$6.90—\$6.99	\$2.70	\$5.65
\$7.00—\$7.09	\$2.75	\$5.75

* The amount is per trip.

** The amount is per paying passenger per trip.

The Commission's intention was to create flexibility for both the carriers and the Commission. By establishing gasoline prices which would "trigger" a change in the surcharge, it would no longer be necessary to monitor the surcharge at different intervals. This flexibility would also aid in eliminating the need for emergency petitions, as was the case following Hurricane Katrina in 2005.

In the process of considering this request, the Commission has analyzed current information available from the Energy Information Administration of the U.S. Department of Energy, the American Automobile Association, and OPIS Energy Group. Data from these groups indicate that the retail price of gasoline will continue to increase throughout the summer months and even beyond, due to increased demand and the uncertainty of supply.

Many refineries have failed to return from unplanned outages and maintenance. Should more unplanned outages occur, there will be a significant impact on the future path of prices. Several analysts expect to see refinery maintenance remain relatively high even into June. High import volumes also play a part in keeping supplies adequate. Additionally, there remain many trouble spots across the globe that could affect the crude oil supply, prices, and gasoline prices (e.g., Venezuela, Nigeria, Iran, etc.). Projections such as this indicate that the cost of gasoline will remain a problem for the transportation industry.

Based on our review, it appears that an extension of the Fuel Cost Recovery is an appropriate way to address the high costs and instability of gasoline prices at the present time. As in previous orders the industry is reminded it should not continue to rely on this measure as a means of relief and members of the industry will have the responsibility of taking appropriate measures.

The Commission has received several comments regarding the advantages and disadvantages of the structure of the Fuel Cost Recovery Surcharge as it currently exists. In the subsequent period of the extension, the Bureau of Transportation and Safety will be analyzing and evaluating the Fuel Cost Recovery Surcharge for possible improvements.

After due consideration, we have determined that fuel costs are not likely to decrease. Based upon the evidence available, we are of the opinion that the passenger motor carrier industry continues to have a need for the Fuel Cost Recovery Surcharge to permit the recovery of fuel expenditures; *Therefore,*

It Is Ordered That:

1. The Fuel Cost Recovery Surcharge established at Special Permission No. 28209 be and is hereby extended until June 30, 2012, unless changed, cancelled, or extended by the Commission.

2. On the third Friday of every month, the Commission shall post on its website at www.puc.state.pa.us/transport/motor/fuel_surcharge.aspx the average cost of unleaded regular gasoline upon which the surcharge will be determined.

3. Call or demand, paratransit, and airport transfer carriers rendering transportation service under the jurisdiction of the PA Public Utility Commission shall notify the public by placing a notice in all vehicles, which shall read: "The PA Public Utility Commission has authorized a fuel surcharge under Special Permission No. 28209. The surcharge has been extended and shall terminate on June 30, 2012. The current surcharge is (insert current charge here) per trip for each paying passenger."

4. The Fuel Cost Recovery Surcharge established at Special Permission No. 28209 be continued until midnight, June 30, 2012, at which time it will expire.

5. The Secretary of this Commission shall duly certify this order and deposit same with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

By the Commission

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1078. Filed for public inspection June 24, 2011, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by July 11, 2011. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-2011-2242906. Baldev Kapoor, t/a Shippensburg Limousine Service (27 West King Street, Shippensburg, Cumberland County, PA 17257)—in limousine service, which is to be a transfer of all rights authorized under the certificate issued at A-6411464 to Baldev Kapoor and Felix Rivera, Co-Partners, t/a Shippensburg Limousine Service, subject to the same limitations and conditions.

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. Ikale Nine, Inc.; Doc. No.
C-2010-2135169; A-00113441*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Ikale Nine, Inc., Respondent, maintains a principal place of business at 311 Baily Road, Yeadon, PA 19050.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 26, 1996, at A-00113441.
3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.
4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor

Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Ikale Nine, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA. 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and Enforcement
Division
Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation
and Safety
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Richard Grickis, t/a Richard Grickis Mobile Home; Doc. No. C-2011-2234284

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That all authority issued to Richard Grickis, t/a Richard Grickis Mobile Home, (respondent) is under suspension effective September 23, 1998 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 491 Route 61 S., Schuylkill Haven, PA 17972-9725.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 17, 1976, at A-00099431.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Transportation and Safety Motor Carrier Services and Enforcement's Prosecutory Staff's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of this Complaint, the Bureau of Transportation

and Safety Prosecutory Staff will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00099431 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

Michael E. Hoffman, Director
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Michael E. Hoffman, Director
 Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the \$500 fine proposed in the Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Transportation
and Safety
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Acord certificates of insurance and faxed Form ES and HS are unacceptable as evidence of insurance.

The fine payment must be made to the Commonwealth of Pennsylvania and forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations.

Upon receipt of the evidence of insurance from your insurer and receipt of your fine payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1079. Filed for public inspection June 24, 2011, 9:00 a.m.]

Sewage Service

A-2011-2245835. High Meadows Mobile Home Park. Application of High Meadows Mobile Home Park for approval to begin to offer, render, furnish or supply sewage service to the public in additional territory in Allegheny Township, Westmoreland County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before July 11, 2011. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: High Meadows Mobile Home Park

Through and By Counsel: James Liberto, Esquire, 729
4th Street, New Kensington, PA 15068

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1080. Filed for public inspection June 24, 2011, 9:00 a.m.]

Telecommunications

A-2011-2246790. Windstream Pennsylvania, LLC and AT&T Communications of Pennsylvania, LLC. Joint petition of Windstream Pennsylvania, LLC and AT&T Communications of Pennsylvania, LLC for approval of amendment No. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Windstream Pennsylvania, LLC and AT&T Communications of Pennsylvania, LLC, by its counsel, filed on June 9, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of Windstream Pennsylvania, LLC and AT&T Communications of Pennsylvania, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1081. Filed for public inspection June 24, 2011, 9:00 a.m.]

STATE BOARD OF BARBER EXAMINERS

**Bureau of Professional and Occupational Affairs v.
George E. Stokes, Jr.; Doc. No. 52875-42-09**

On March 17, 2011, George E. Stokes, Jr., license no. BM012087L, of Bethlehem, Northampton County, was assessed a civil penalty of \$100 for operating a barber shop on a lapsed license.

Individuals may obtain a copy of the adjudication by writing to David Markowitz, Board Counsel, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final adjudication and order represents the State Board of Barber Examiner's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court, must serve the Board with a

copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

L. ANTHONY SPOSSEY,
Chairperson

[Pa.B. Doc. No. 11-1082. Filed for public inspection June 24, 2011, 9:00 a.m.]

STATE BOARD OF COSMETOLOGY

Bureau of Professional and Occupational Affairs v. Vu Thanh Nguyen, t/d/b/a Tina Nails

On April 14, 2011, Vu Thanh Nguyen, t/d/b/a Tina Nails, license no. CY106565, of Folcroft, Delaware County, was suspended for nonpayment of a previously imposed civil penalty.

Individuals may obtain a copy of the adjudication by writing to David Markowitz, Board Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final adjudication and order represents the State Board of Cosmetology's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court, must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

MARY LOU ENOCHES,
Chairperson

[Pa.B. Doc. No. 11-1083. Filed for public inspection June 24, 2011, 9:00 a.m.]

Citation Issued to Stephanie E. Savage

On May 15, 2011, Stephanie E. Savage, license no. CT019076L, of Philadelphia, Philadelphia County, was suspended for nonpayment of a previously imposed civil penalty.

Individuals may obtain a copy of the adjudication by writing to David Markowitz, Board Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final adjudication and order represents the State Board of Cosmetology's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court, must serve the Board with a copy of their petition for review. The Board contact for

receiving service of the appeals is the previously-named Board counsel.

MARY LOU ENOCHES,
Chairperson

[Pa.B. Doc. No. 11-1084. Filed for public inspection June 24, 2011, 9:00 a.m.]

STATE BOARD OF EDUCATION

Approval of PSSA-M Performance Level Descriptors and Performance Level Cut Scores

At a special public meeting held May 26, 2011, the State Board of Education (Board) approved new Pennsylvania System of School Assessment-Modified (PSSA-M) performance level descriptors and performance level cut scores for the PSSA-M in reading and science in certain grades recommended to the Board by the Department of Education (Department). The approved performance level descriptors and PSSA-M performance level cut scores are based upon the recommendations of teachers and administrative staff who participated in a workshop facilitated by the Department's assessment contractor.

The performance level descriptors and performance level cut scores in grades 8 and 11 for science and grades 4 through 8 and grade 11 for reading were established for the first time as 2011 was the first year in which the PSSA-M reading and science assessments were administered.

The Board's action was taken under general authority granted to it by the Public School Code of 1949 (24 P. S. §§ 1-101—27-2702) and in accordance with specific provisions of the Board's regulations codified in 22 Pa. Code Chapter 4 (relating to academic standards and assessment). The approved PSSA-M performance level cut scores are described in the Appendix to this notice. The approved performance level descriptors are available for review on the Department's web site at www.education.state.pa.us.

Development and Approval of Descriptors and Scores

As part of the State assessment system established by the regulations, the Board delegated to the Department the very important task of developing specific criteria for each of the performance levels prescribed by 55 Pa. Code § 4.51 (b)(4) (relating to State assessment system)—advanced, proficient, basic and below basic. Specifically, the Department is directed by 22 Pa. Code § 4.51 to "consult with educators, students, parents and citizens," and then to "develop and recommend to the Board for its approval specific criteria for" each performance level.

As reported to the Board at its May 26, 2011, meeting, the Department met with educators from across this Commonwealth to assist the Department in developing the performance level descriptors and scores. Based on these efforts as described in detail for the Board at its meeting, the Department recommended the performance level descriptors and scores that the Board ultimately adopted at its May 26, 2011, meeting. Before adopting the performance level descriptors and scores on May 26, 2011, the Board provided members of the public in attendance with the opportunity to comment on the Department's recommendation. Before adopting the performance level descriptors and scores on May 26, 2011, the Board also

received a detailed presentation on the process used to develop the cut scores at its regular public meeting held on May 18, 2011. The Board provided members of the public in attendance with the opportunity to comment on the process used to develop the cut scores.

The approved performance levels (as listed in the Appendix) will be applied to the 2011 PSSA-M test scores, which will be publicly released in September 2011. The Performance Level Descriptors, due to their length, are not included here but may be accessed on the Department's web site at www.education.state.pa.us. The Department and the Board will review the descriptors and scores periodically based on actual experience in using them and consider revisions as appropriate, using the same process prescribed by 22 Pa. Code § 4.51(b)(4).

Persons with questions or who need additional information regarding the Board's approval of these performance level descriptors and performance level cut scores may contact Karen Molchanow, Acting Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787 or TDD (717) 787-7367. Persons with questions or needing additional information regarding the development and implementation of them should contact John Weiss, Director, Bureau of Assessment and Accountability, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4234 or TDD (717) 787-7367.

KAREN MOLCHANOW,
Acting Executive Director

Appendix

PSSA-M Performance Level Cut Scores, as approved by the Board, are as follows:

Performance Level Cut Scores Grade 4

Reading

Advanced-M	1363 and up
Proficient-M	1275-1362
Basic-M	1150-1274
Below Basic-M	1075-1149

Performance Level Cut Scores Grade 5

Reading

Advanced-M	1391 and up
Proficient-M	1275-1390
Basic-M	1150-1274
Below Basic-M	1075-1149

Performance Level Cut Scores Grade 6

Reading

Advanced-M	1381 and up
Proficient-M	1275-1380
Basic-M	1150-1274
Below Basic-M	1075-1149

Performance Level Cut Scores Grade 7

Reading

Advanced-M	1385 and up
Proficient-M	1275-1384
Basic-M	1150-1274
Below Basic-M	1075-1149

Performance Level Cut Scores Grade 8

Reading

Science

Advanced-M	1399 and up	1419 and up
Proficient-M	1275-1398	1275-1418
Basic-M	1150-1274	1150-1274
Below Basic-M	1050-1149	1050-1149

Performance Level Cut Scores Grade 11

Reading

Science

Advanced-M	1433 and up	1401 and up
Proficient-M	1275-1432	1275-1400
Basic-M	1150-1274	1150-1274
Below Basic-M	1000-1149	1100-1149

[Pa.B. Doc. No. 11-1085. Filed for public inspection June 24, 2011, 9:00 a.m.]

STATE BOARD OF MEDICINE

Bureau of Professional and Occupational Affairs v. Dinesh B. Shah, M.D.; Doc. No. 1907-49-10

On May 20, 2011, Dinesh B. Shah, M.D., license no. MD051964L, of Northeast, MD, had his Pennsylvania license indefinitely suspended based on disciplinary action taken against his license to practice medicine by the licensing authority of Maryland.

Individuals may obtain a copy of the final order by writing to Steven R. Dade, Board Counsel, State Board of Medicine, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Board of Medicine's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court, must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

CAROL E. ROSE, M.D.,
Chairperson

[Pa.B. Doc. No. 11-1086. Filed for public inspection June 24, 2011, 9:00 a.m.]

